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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	801.87.US01	Total Pages	52
First Named Inventor or Application Identifier			
Thomas H. TURPEN			
Express Mail Label No.	EM555262225US		

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents
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Washington, DC 20231

1. [X] Fee Transmittal Form (Form PTO-1082)
(Submit an original and a duplicate for fee processing)

2. [X] Specification [*Total Pages* 42]
(preferred arrangement set forth below)
- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R&D
- Reference to Microfiche Appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claims
- Abstract of the Disclosure

3. [X] Drawing(s) *(35 USC 113)* [*Total Sheets* 8]

4. Oath or Declaration [*Total Pages* 2]
a. [ ] Newly executed (original or copy)
b. [X] Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
i. [ ] DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

5. [X] Incorporation By Reference *(useable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. [ ] Microfiche Computer Program *(Appendix)*

7. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
a. [ ] Computer Readable Copy
b. [ ] Paper Copy (identical to computer copy)
c. [ ] Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. [ ] Assignment Papers (cover sheet & document(s))
9. [ ] 37 CFR 3.73(b) Statement *(when there is an assignee)* [ ] Power of Attorney
10. [ ] English Translation Document *(if applicable)*
11. [ ] Information Disclosure Statement (IDS)/PTO-1449 [ ] Copies of IDS Citations
12. [X] Preliminary Amendment
13. [X] Return Receipt Postcard (MPEP 503) (Two)
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14. [X] Small Entity Statement(s) [X] Statement filed in prior application, Status still proper and desired
15. [ ] Certified Copy of Priority Document(s)
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17. **If a CONTINUING APPLICATION,** *check appropriate box and supply the requisite information:*
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Attorney Docket No. **801.87.US01**

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Sir:

Transmitted herewith for filing is the patent application of **Thomas H. Turpen; Stephen J. Reinl; and Lawrence K. Grill** for **PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS**

Also, enclosed are:

1. 8 sheets of informal drawings
2. Copy of executed Declaration
3. Copy of executed Small Entity Statement
4. Preliminary Amendment
5. Two (2) return postcards.

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PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS

Thomas H. Turpen,
Stephen Reinl,
Laurence K. Grill

Field of the Invention

The present invention relates to the field of genetically engineered peptide production in plants, more specifically, the invention relates to the use of tobamovirus vectors to express fusion proteins.

CROSS-REFERENCE TO RELATED APPLICATIONS

The present application is a continuation-in-part of application 08/176,414, filed on December 29, 1993 which is a continuation-in-part of application Serial No. 07/997,733, filed December 30, 1992.

BACKGROUND OF THE INVENTION

Peptides are a diverse class of molecules having a variety of important chemical and biological properties. Some examples include; hormones, cytokines, immunoregulators, peptide-based enzyme inhibitors, vaccine antigens, adhesions, receptor binding domains, enzyme inhibitors and the like. The cost of chemical synthesis limits the potential applications of synthetic peptides for many useful purposes such as large scale therapeutic drug or vaccine synthesis. There is a need for inexpensive and rapid synthesis of milligram and larger quantities of naturally-occurring polypeptides. Towards this goal many animal and bacterial viruses have been successfully used as peptide carriers.

The safe and inexpensive culture of plants provides an improved alternative host for the cost-effective production of such peptides. During the last decade, considerable progress has been made in expressing foreign genes in plants. Foreign proteins are now routinely produced in many plant species for modification of the plant or for production of proteins for

use after extraction. Animal proteins have been effectively produced in plants (reviewed in Krebbers et al., 1992).

Vectors for the genetic manipulation of plants have been derived from several naturally occurring plant viruses, including TMV (tobacco mosaic virus). TMV is the type member of the tobamovirus group. TMV has straight tubular virions of approximately 300 X 18 nm with a 4 nm-diameter hollow canal, consisting of approximately 2000 units of a single capsid protein wound helically around a single RNA molecule. Virion particles are 95% protein and 5% RNA by weight. The genome of TMV is composed of a single-stranded RNA of 6395 nucleotides containing five large ORFs. Expression of each gene is regulated independently. The virion RNA serves as the messenger RNA (mRNA) for the 5' genes, encoding the 126 kDa replicase subunit and the overlapping 183 kDa replicase subunit that is produced by read through of an amber stop codon approximately 5% of the time. Expression of the internal genes is controlled by different promoters on the minus-sense RNA that direct synthesis of 3'-coterminal subgenomic mRNAs which are produced during replication (Figure 1). A detailed description of tobamovirus gene expression and life cycle can be found, among other places, in Dawson and Lehto, Advances in Virus Research 38:307-342 (1991). It is of interest to provide new and improved vectors for the genetic manipulation of plants.

For production of specific proteins, transient expression of foreign genes in plants using virus-based vectors has several advantages. Products of plant viruses are among the highest produced proteins in plants. Often a viral gene product is the major protein produced in plant cells during virus replication. Many viruses are able to quickly move from an initial infection site to almost all cells of the plant. Because of these reasons, plant viruses have been developed into efficient transient expression vectors for foreign genes in plants. Viruses of multicellular plants are relatively small, probably due to the size limitation in the pathways that allow viruses to move to adjacent cells in the systemic

infection of entire plants. Most plant viruses have single-stranded RNA genomes of less than 10 kb. Genetically altered plant viruses provide one efficient means of transfecting plants with genes coding for peptide carrier fusions.

SUMMARY OF THE INVENTION

The present invention provides recombinant plant viruses that express fusion proteins that are formed by fusions between a plan viral coat protein and protein of interest. By infecting plant cells with the recombinant plant viruses of the invention, relatively large quantities of the protein of interest may be produced in the form of a fusion protein. The fusion protein encoded by the recombinant plant virus may have any of a variety of forms. The protein of interest may be fused to the amino terminus of the viral coat protein or the protein of interest may be fused to the carboxyl terminus of the viral coat protein. In other embodiments of the invention, the protein of interest may be fused internally to a coat protein. The viral coat fusion protein may have one or more properties of the protein of interest. The recombinant coat fusion protein may be used as an antigen for antibody development or to induce a protective immune response.

Another aspect of the invention is to provide polynucleotides encoding the genomes of the subject recombinant plant viruses. Another aspect of the invention is to provide the coat fusion proteins encoded by the subject recombinant plant viruses. Yet another embodiment of the invention is to provide plant cells that have been infected by the recombinant plant viruses of the invention.

BRIEF DESCRIPTION OF THE FIGURES

Figure 1. Tobamovirus Gene Expression

The gene expression of tobamoviruses is diagrammed.

Figure 2. Plasmid Map of the TMV Transcription Vector pSNC004

The infectious RNA genome of the U1 strain of TMV is synthesized by T7 RNA polymerase in vitro from pSNC004 linearized with KpnI.

Figure 3. Diagram of Plasmid Constructions

Each step in the construction of plasmid DNAs encoding various viral epitope fusion vectors discussed in the examples is diagrammed.

Figure 4. Monoclonal Antibody (NVS3) Binding to TMV291

The reactivity of NVS3 to the malaria epitope present in TMV291 is measured in a standard ELISA.

Figure 5. Monoclonal Antibody (NYS1) Binding to TMV261

The reactivity of NYS1 to the malaria epitope present in TMV261 is measured in a standard ELISA.

DESCRIPTION OF THE SPECIFIC EMBODIMENTS

Definitions and Abbreviations

TMV: Tobacco mosaic tobamovirus

TMVCP: Tobacco mosaic tobamovirus coat protein

Viral Particles: High molecular weight aggregates of viral structural proteins with or without genomic nucleic acids

Virion: An infectious viral particle.

The Invention

The subject invention provides novel recombinant plant viruses that code for the expression of fusion proteins that consist of a fusion between a plant viral coat protein and a protein of interest. The recombinant plant viruses of the

invention provide for systemic expression of the fusion protein, by systemically infecting cells in a plant. Thus by employing the recombinant plant viruses of the invention, large quantities of a protein of interest may be produced.

The fusion proteins of the invention comprise two portions: (i) a plant viral coat protein and (ii) a protein of interest. The plant viral coat protein portion may be derived from the same plant viral coat protein that serves a coat protein for the virus from which the genome of the expression vector is primarily derived, i.e., the coat protein is native with respect to the recombinant viral genome. Alternatively, the coat protein portion of the fusion protein may be heterologous, i.e., non-native, with respect to the recombinant viral genome. In a preferred embodiment of the invention, the 17.5 KDa coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. The protein of interest portion of the fusion protein for expression may consist of a peptide of virtually any amino acid sequence, provided that the protein of interest does not significantly interfere with (1) the ability to bind to a receptor molecule, including antibodies and T cell receptor (2) the ability to bind to the active site of an enzyme (3) the ability to induce an immune response, (4) hormonal activity, (5) immunoregulatory activity, and (6) metal chelating activity. The protein of interest portion of the subject fusion proteins may also possess additional chemical or biological properties that have not been enumerated. Protein of interest portions of the subject fusion proteins having the desired properties may be obtained by employing all or part of the amino acid residue sequence of a protein known to have the desired properties. For example, the amino acid sequence of hepatitis B surface antigen may be used as a protein of interest portion of a fusion protein invention so as to produce a fusion protein that has antigenic properties similar to hepatitis B surface antigen. Detailed structural and functional information about many proteins of interest are well known, this information may be used by the person of

ordinary skill in the art so as to provide for coat fusion proteins having the desired properties of the protein of interest. The protein of interest portion of the subject fusion proteins may vary in size from one amino acid residue to over several hundred amino acid residues, preferably the sequence of interest portion of the subject fusion protein is less than 100 amino acid residues in size, more preferably, the sequence of interest portion is less than 50 amino acid residues in length. It will be appreciated by those of ordinary skill in the art that, in some embodiments of the invention, the protein of interest portion may need to be longer than 100 amino acid residues in order to maintain the desired properties. Preferably, the size of the protein of interest portion of the fusion proteins of the invention is minimized (but retains the desired biological/chemical properties), when possible.

While the protein of interest portion of fusion proteins of the invention may be derived from any of the variety of proteins, proteins for use as antigens are particularly preferred. For example, the fusion protein, or a portion thereof, may be injected into a mammal, along with suitable adjutants, so as to produce an immune response directed against the protein of interest portion of the fusion protein. The immune response against the protein of interest portion of the fusion protein has numerous uses, such uses include, protection against infection, and the generation of antibodies useful in immunoassays.

The location (or locations) in the fusion protein of the invention where the viral coat protein portion is joined to the protein of interest is referred to herein as the fusion joint. A given fusion protein may have one or two fusion joints. The fusion joint may be located at the carboxyl terminus of the coat protein portion of the fusion protein (joined at the amino terminus of the protein of interest portion). The fusion joint may be located at the amino terminus of the coat protein portion of the fusion protein (joined to the carboxyl terminus of the protein of interest).

In other embodiments of the invention, the fusion protein may have two fusion joints. In those fusion proteins having two fusion joints, the protein of interest is located internal with respect to the carboxyl and amino terminal amino acid residues of the coat protein portion of the fusion protein, i.e., an internal fusion protein. Internal fusion proteins may comprise an entire plant virus coat protein amino acid residue sequence (or a portion thereof) that is "interrupted" by a protein of interest, i.e., the amino terminal segment o the coat protein portion is joined at a fusion joint to the amino terminal amino acid residue of the protein of interest and the carboxyl terminal segment of the coat protein is joined at a fusion joint to the amino terminal acid residue of the protein of interest.

When the coat fusion protein for expression is an internal fusion protein, the fusion joints may be located at a variety of sites within a coat protein. Suitable sites for the fusion joints may be determined either through routine systematic variation of the fusion joint locations so as to obtain an internal fusion protein with the desired properties. Suitable sites for the fusion jointly may also be determined by analysis of the three dimensional structure of the coat protein so as to determine sites for "insertion" of the protein of interest that do not significantly interfere with the structural and biological functions of the coat protein portion of the fusion protein. Detailed three dimensional structures of plant viral coat proteins and their orientation in the virus have been determined and are publicly available to a person of ordinary skill in the art. For example, a resolution model of the coat protein of Cucumber Green Mottle Mosaic Virus (a coat protein bearing strong structural similarities to other tobamovirus coat proteins) and the virus can be found in Wang and Stubbs J. Mol. Biol. 239:371-384 (1994). Detailed structural information on the virus and coat protein of Tobacco Mosaic Virus can be found, among other places in Namba et al, J. Mol. Biol. 208:307-325 (1989) and Pattanayek and Stubbs J. Mol. Biol. 228:516-528 (1992).

Knowledge of the three dimensional structure of a plant virus particle and the assembly process of the virus particle permits the person of ordinary skill in the art to design various coat protein fusion s of the invention, including insertions, and partial substitutions. For example, if the protein of interest is of a hydrophilic nature, it may be appropriate to fuse the peptide to the TMVCP region known to be oriented as a surface loop region. Likewise, alpha helical segments that maintain subunit contacts might be substituted for appropriate regions of the TMVCP helices or nucleic acid binding domains expressed in the region of the TMVCP oriented towards the genome.

Polynucleotide sequences encoding the subject fusion proteins may comprise a "leaky" stop codon at a fusion joint. The stop codon may be present as the codon immediately adjacent to the fusion joint, or may be located close (e.g., within 9 bases) to the fusion joint. A leaky stop codon may be included in polynucleotides encoding the subject coat fusion proteins so as to maintain a desired ratio of fusion protein to wild type coat protein. A "leaky" stop codon does not always result in translational termination and is periodically translated. The frequency of initiation or termination at a given start/stop codon is context dependent. The ribosome scans from the 5'-end of a messenger RNA for the first ATG codon. If it is in a non-optimal sequence context, the ribosome will pass, some fraction of the time, to the next available start codon and initiate translation downstream of the first. Similarly, the first termination codon encountered during translation will not function 100% of the time if it is in a particular sequence context. Consequently, many naturally occurring proteins are known to exist as a population having heterogeneous N and/or C terminal extensions. Thus by including a leaky stop codon at a fusion joint coding region in a recombinant viral vector encoding a coat fusion protein, the vector may be used to produce both a fusion protein and a second smaller protein, e.g., the viral coat protein. A leaky stop codon may be used at, or proximal

to, the fusion joints of fusion proteins in which the protein of interest portion is joined to the carboxyl terminus of the coat protein region, whereby a single recombinant viral vector may produce both coat fusion proteins and coat proteins. Additionally, a leaky start codon may be used at or proximal to the fusion joints of fusion proteins in which the protein of interest portion is joined to the amino terminus of the coat protein region, whereby a similar result is achieved. In the case of TMVCP, extensions at the N and C terminus are at the surface of viral particles and can be expected to project away from the helical axis. An example of a leaky stop sequence occurs at the junction of the 126/183 kDa reading frames of TMV and was described over 15 years ago (Pelham, H.R.B., 1978). Skuzeski et al. (1991) defined necessary 3' context requirements of this region to confer leakiness of termination on a heterologous protein marker gene (ß-glucuronidase) as CAR-YYA (C=cytidine, A=adenine, Y=pyrimidine).

In another embodiment of the invention, the fusion joints on the subject coat fusion proteins are designed so as to comprise an amino acid sequence that is a substrate for protease. By providing a coat fusion protein having such a fusion joint, the protein of interest may be conveniently derived from the coat protein fusion by using a suitable proteolytic enzyme. The proteolytic enzyme may contact the fusion protein either in vitro or in vivo.

The expression of the subject coat fusion proteins may be driven by any of a variety of promoters functional in the genome of the recombinant plant viral vector. In a preferred embodiment of the invention, the subject fusion proteins are expressed from plant viral subgenomic promoters using vectors as described in U.S. Patent 5,316,931.

Recombinant DNA technologies have allowed the life cycle of numerous plant RNA viruses to be extended artificially through a DNA phase that facilitates manipulation of the viral genome. These techniques may be applied by the person ordinary skill in the art in order make and use recombinant

plant viruses of the invention. The entire cDNA of the TMV genome was cloned and functionally joined to a bacterial promoter in an *E. coli* plasmid (Dawson et al., 1986). Infectious recombinant plant viral RNA transcripts may also be produced using other well known techniques, for example, with the commercially available RNA polymerases from T7, T3 or SP6. Precise replicas of the virion RNA can be produced in vitro with RNA polymerase and dinucleotide cap, m7GpppG. This not only allows manipulation of the viral genome for reverse genetics, but it also allows manipulation of the virus into a vector to express foreign genes. A method of producing plant RNA virus vectors based on manipulating RNA fragments with RNA ligase has proved to be impractical and is not widely used (Pelcher, L.E., 1982). Detailed information on how to make and use recombinant RNA plant viruses can be found, among other places in U.S. patent 5,316,931 (Donson et al.), which is herein incorporated by reference. The invention provides for polynucleotide encoding recombinant RNA plant vectors for the expression of the subject fusion proteins. The invention also provides for polynucleotides comprising a portion or portions of the subject vectors. The vectors described in U.S. Patent 5,316,931 are particularly preferred for expressing the fusion proteins of the invention.

In addition to providing the described viral coat fusion proteins, the invention also provides for virus particles that comprise the subject fusion proteins. The coat of the virus particles of the invention may consist entirely of coat fusion protein. In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. As tobamovirus coat proteins may self-assemble into virus particles, the virus particles of the invention may be assembled either in vivo or in vitro. The virus particles may also be conveniently dissassembled using well known techniques so as to simplify the purification of the subject fusion proteins, or portions thereof.

The invention also provides for recombinant plant cells comprising the subject coat fusion proteins and/or virus particles comprising the subject coat fusion proteins. These plant cells may be produced either by infecting plant cells (either in culture or in whole plants) with infections virus particles of the invention or with polynucleotides encoding the genomes of the infectious virus particle of the invention. The recombinant plant cells of the invention having many uses. Such uses include serving as a source for the fusion coat proteins of the invention.

The protein of interest portion of the subject fusion proteins may comprise many different amino acid residue sequences, and accordingly may different possible biological/chemical properties however, in a preferred embodiment of the invention the protein of interest portion of the fusion protein is useful as a vaccine antigen. The surface of TMV particles and other tobamoviruses contain continuous epitopes of high antigenicity and segmental mobility thereby making TMV particles especially useful in producing a desired immune response. These properties make the virus particles of the invention especially useful as carriers in the presentation of foreign epitopes to mammalian immune systems.

While the recombinant RNA viruses of the invention may be used to produce numerous coat fusion proteins for use as vaccine antigens or vaccine antigen precursors, it is of particular interest to provide vaccines against malaria. Human malaria is caused by the protozoan species *Plasmodium falciparum*, *P. vivax*, *P. ovale* and *P. malariae* and is transmitted in the sporozoite form by Anopheles mosquitos. Control of this disease will likely require safe and stable vaccines. Several peptide epitopes expressed during various stages of the parasite life cycle are thought to contribute to the induction of protective immunity in partially resistant individuals living in endemic areas and in individuals experimentally immunized with irradiated sporozoites.

When the fusion proteins of the invention, portions thereof, or viral particles comprising the fusion proteins are used *in vivo*, the proteins are typically administered in a composition comprising a pharmaceutical carrier. A pharmaceutical carrier can be any compatible, non-toxic substance suitable for delivery of the desired compounds to the body. Sterile water, alcohol, fats, waxes and inert solids may be included in the carrier. Pharmaceutically accepted adjuvants (buffering agents, dispersing agent) may also be incorporated into the pharmaceutical composition. Additionally, when the subject fusion proteins, or portion thereof, are to be used for the generation of an immune response, protective or otherwise, formulation for administration may comprise one or immunological adjuvants in order to stimulate a desired immune response.

When the fusion proteins of the invention, or portions thereof, are used *in vivo*, they may be administered to a subject, human or animal, in a variety of ways. The pharmaceutical compositions may be administered orally or parenterally, i.e., subcutaneously, intramuscularly or intravenously. Thus, this invention provides compositions for parenteral administration which comprise a solution of the fusion protein (or derivative thereof) or a cocktail thereof dissolved in an acceptable carrier, preferably an aqueous carrier. A variety of aqueous carriers can be used, e.g., water, buffered water, 0.4% saline, 0.3% glycerine and the like. These solutions are sterile and generally free of particulate matter. These compositions may be sterilized by conventional, well known sterilization techniques. The compositions may contain pharmaceutically acceptable auxiliary substances as required to approximate physiological conditions such as pH adjusting and buffering agents, toxicity adjusting agents and the like, for example sodium acetate, sodium chloride, potassium chloride, calcium chloride, sodium lactate, etc. The concentration of fusion protein (or portion thereof) in these formulations can vary widely depending on the specific amino acid sequence of the subject proteins and

the desired biological activity, e.g., from less than about 0.5%, usually at or at least about 1% to as much as 15 or 20% by weight and will be selected primarily based on fluid volumes, viscosities, etc., in accordance with the particular mode of administration selected.

Actual methods for preparing parenterally administrable compositions and adjustments necessary for administration to subjects will be known or apparent to those skilled in the art and are described in more detail in, for example, *Remington's Pharmaceutical Science*, current edition, Mack Publishing Company, Easton, Pa, which is incorporated herein by reference.

The invention having been described above, may be better understood by reference to the following examples. The examples are offered by way of illustration and are not intended to be interpreted as limitations on the scope of the invention.

EXAMPLES

Biological Deposits

The following present examples are based on a full length insert of wild type TMV (U1 strain) cloned in the vector pUC18 with a T7 promoter sequence at the 5'-end and a KpnI site at the 3'-end (pSNC004, Figure 2) or a similar plasmid pTMV304. Using the polymerase chain reaction (PCR) technique and primers WD29 (SEQ ID NO: 1) and D1094 (SEQ ID NO: 2) a 277 XmaI/HindIII amplification product was inserted with the 6140 bp XmaI/KpnI fragment from pTMV304 between the KpnI and — HindIII sites of the common cloning vector pUC18 to create pSNC004. The plasmid pTMV304 is available from the American Type Culture Collection, Rockville, Maryland (ATCC deposit 45138). The genome of the wild type TMV strain can be synthesized from pTMV304 using the SP6 polymerase, or from pSNC004 using the T7 polymerase. The wild type TMV strain can also be obtained from the American Type Culture Collection, Rockville, Maryland (ATCC deposit No. PV135). The plasmid pBGC152, Kumagai, M., et al., (1993), is a derivative of

pTMV304 and is used only as a cloning intermediate in the examples described below. The construction of each plasmid vector described in the examples below is diagrammed in Figure 3.

Example 1.

Propagation and purification of the U1 strain of TMV

The TMVCP fusion vectors described in the following examples are based on the U1 or wild type TMV strain and are therefore compared to the parental virus as a control. *Nicotiana tabacum cv Xanthi* (hereafter referred to as tobacco) was grown 4-6 weeks after germination, and two 4-8 cm expanded leaves were inoculated with a solution of 50 μg/ml TMV U1 by pipetting 100 μl onto carborundum dusted leaves and lightly abrading the surface with a gloved hand. Six tobacco plants were grown for 27 days post inoculation accumulating 177 g fresh weight of harvested leaf biomass not including the two lower inoculated leaves. Purified TMV U1 Sample ID No. TMV204.B4 was recovered (745 mg) at a yield of 4.2 mg of virion per gram of fresh weight by two cycles of differential centrifugation and precipitation with PEG according to the method of Gooding et al. (1967). Tobacco plants infected with TMV U1 accumulated greater than 230 micromoles of coat protein per kilogram of leaf tissue.

Example 2.

Production of a malarial B-cell epitope genetically fused to the surface loop region of the TMVCP

The monoclonal antibody NVS3 was made by immunizing a mouse with irradiated *P. vivax* sporozoites. NVS3 mAb passively transferred to monkeys provided protective immunity to sporozoite infection with this human parasite. Using the technique of epitope-scanning with synthetic peptides, the exact amino acid sequence present on the *P. vivax* sporozoite surface and recognized by NVS3 was defined as AGDR (Seq ID No. P1). The epitope AGDR is contained within a repeating unit of

the circumsporozoite (CS) protein (Charoenvit et al., 1991a), the major immunodominant protein coating the sporozoite. Construction of a genetically modified tobamovirus designed to carry this malarial B-cell epitope fused to the surface of virus particles is set forth herein.

Construction of plasmid pBGC291. The 2.1 kb EcoRI-PstI fragment from pTMV204 described in Dawson, W., et al. (1986) was cloned into pBstSK- (Stratagene Cloning Systems) to form pBGC11. A 0.27 kb fragment of pBGC11 was PCR amplified using the 5' primer TB2ClaI5' (SEQ ID NO: 3) and the 3' primer CP.ME2+ (SEQ ID NO: 4). The 0.27 kb amplified product was used as the 5' primer and C/0AvrII (SEQ ID NO: 5) was the 3' primer for PCR amplification. The amplified product was cloned into the SmaI site of pBstKS+ (Stratagene Cloning Systems) to form pBGC243.

To eliminate the BstXI and SacII sites from the polylinker, pBGC234 was formed by digesting pBstKS+ (Stratagene Cloning Systems) with BstXI followed by treatment with T4 DNA Polymerase and self-ligation. The 1.3 kb HindIII-KpnI fragment of pBGC304 was cloned into pBGC234 to form pBGC235. pBGC304 is also named pTMV304 (ATCC deposit 45138).

The 0.3 kb PacI-AccI fragment of pBGC243 was cloned into pBGC235 to form pBGC244. The 0.02 kb polylinker fragment of pBGC243 (SmaI-EcoRV) was removed to form pBGC280. A 0.02 kb synthetic PstI fragment encoding the *P. vivax* AGDR repeat was formed by annealing AGDR3p (SEQ ID NO: 6) with AGDR3m (SEQ ID NO: 7) and the resulting double stranded fragment was cloned into pBGC280 to form pBGC282. The 1.0 kb NcoI-KpnI fragment of pBGC282 was cloned into pSNC004 to form pBGC291.

The coat protein sequence of the virus TMV291 produced by transcription of plasmid pBGC291 in vitro is listed in (SEQ ID NO: 16) The epitope (AGDR)3 is calculated to be approximately 6.2% of the weight of the virion.

Propagation and purification of the epitope expression vector. Infectious transcripts were synthesized from KpnI-linearized pBGC291 using T7 RNA polymerase and cap

(7mGpppG) according to the manufacturer (New England Biolabs).

An increased quantity of recombinant virus was obtained by passaging and purifying Sample ID No. TMV291.1B1 as described in example 1. Twenty tobacco plants were grown for 29 days post inoculation, accumulating 1060 g fresh weight of harvested leaf biomass not including the two lower inoculated leaves. Purified Sample ID TMV291.1B2 was recovered (474 mg) at a yield of 0.4 mg virion per gram of fresh weight. Therefore, 25 μg of 12-mer peptide was obtained per gram of fresh weight extracted. Tobacco plants infected with TMV291 accumulated greater than 21 micromoles of peptide per kilogram of leaf tissue.

Product analysis. The conformation of the epitope AGDR contained in the virus TMV291 is specifically recognized by the monoclonal antibody NVS3 in ELISA assays (Figure 4). By Western blot analysis, NVS3 cross-reacted only with the TMV291 cp fusion at 18.6 kD and did not cross-react with the wild type or cp fusion present in TMV261. The genomic sequence of the epitope coding region was confirmed by directly sequencing viral RNA extracted from Sample ID No. TMV291.1B2.

Example 3.

Production of a malarial B-cell epitope genetically fused to the C terminus of the TMVCP

Significant progress has been made in designing effective subunit vaccines using rodent models of malarial disease caused by nonhuman pathogens such as *P. yoelii* or *P. berghei*. The monoclonal antibody NYS1 recognizes the repeating epitope QGPGAP (SEQ ID NO: 18), present on the CS protein of *P. yoelii*, and provides a very high level of immunity to sporozoite challenge when passively transferred to mice (Charoenvit, Y., et al. 1991b). Construction of a genetically modified tobamovirus designed to carry this malarial B-cell epitope fused to the surface of virus particles is set forth herein.

Construction of plasmid pBGC261. A 0.5 kb fragment of pBGC11, was PCR amplified using the 5' primer TB2ClaI5' (SEQ ID NO: 3) and the 3' primer C/0AvrII (SEQ ID NO: 5). The amplified product was cloned into the SmaI site of pBstKS+ (Stratagene Cloning Systems) to form pBGC218.

pBGC219 was formed by cloning the 0.15 kb AccI-NsiI fragment of pBGC218 into pBGC235. A 0.05 kb synthetic AvrII fragment was formed by annealing PYCS.1p (SEQ ID NO: 8) with PYCS.1m (SEQ ID NO: 9) and the resulting double stranded fragment, encoding the leaky-stop signal and the *P. yoelii* B-cell malarial epitope, was cloned into the AvrII site of pBGC219 to form pBGC221. The 1.0 kb NcoI-KpnI fragment of pBGC221 was cloned into pBGC152 to form pBGC261.

The virus TMV261, produced by transcription of plasmid pBGC261 in vitro, contains a leaky stop signal at the C terminus of the coat protein gene and is therefore predicted to synthesize wild type and recombinant coat proteins at a ratio of 20:1. The recombinant TMVCP fusion synthesized by TMV261 is listed in (SEQ ID NO: 19) with the stop codon decoded as the amino acid Y (amino acid residue 160). The wild type sequence, synthesized by the same virus, is listed in (SEQ ID NO: 21). The epitope (QGPGAP)2 is calculated to be present at 0.3% of the weight of the virion.

Propagation and purification of the epitope expression vector. Infectious transcripts were synthesized from KpnI-linearized pBGC261 using SP6 RNA polymerase and cap (7mGpppG) according to the manufacturer (Gibco/BRL Life Technologies).

An increased quantity of recombinant virus was obtained by passaging and purifying Sample ID No. TMV261.B1b as described in example 1. Six tobacco plants were grown for 27 days post inoculation, accumulating 205 g fresh weight of harvested leaf biomass not including the two lower inoculated leaves. Purified Sample ID No. TMV261.1B2 was recovered (252 mg) at a yield of 1.2 mg virion per gram of fresh weight. Therefore, 4 μg of 12-mer peptide was obtained per gram of fresh weight extracted. Tobacco plants infected with TMV261

accumulated greater than 3.9 micromoles of peptide per kilogram of leaf tissue.

Product analysis. The content of the epitope QGPGAP in the virus TMV261 was determined by ELISA with monoclonal antibody NYS1 (Figure 5). From the titration curve, 50 ug/ml of TMV261 gave the same O.D. reading (1.0) as 0.2 ug/ml of (QGPGAP)2. The measured value of approximately 0.4% of the weight of the virion as epitope is in good agreement with the calculated value of 0.3%. By Western blot analysis, NYS1 cross-reacted only with the TMV261 cp fusion at 19 kD and did not cross-react with the wild type cp or cp fusion present in TMV291. The genomic sequence of the epitope coding region was confirmed by directly sequencing viral RNA extracted from Sample ID. No. TMV261.1B2.

Example 4.

Production of a malarial CTL epitope genetically fused to the C terminus of the TMVCP

Malarial immunity induced in mice by irradiated sporozoites of *P. yoelii* is also dependent on CD8+ T lymphocytes. Clone B is one cytotoxic T lymphocyte (CTL) cell clone shown to recognize an epitope present in both the *P. yoelii* and *P. berghei* CS proteins. Clone B recognizes the following amino acid sequence; SYVPSAEQILEFVKQISSQ (SEQ ID NO: 23) and when adoptively transferred to mice protects against infection from both species of malaria sporozoites (Weiss et al., 1992). Construction of a genetically modified tobamovirus designed to carry this malarial CTL epitope fused to the surface of virus particles is set forth herein.

Construction of plasmid pBGC289. A 0.5 kb fragment of pBGC11 was PCR amplified using the 5' primer TB2ClaI5' (SEQ ID NO: 3) and the 3' primer C/-5AvrII (SEQ ID NO: 10). The amplified product was cloned into the SmaI site of pBstKS+ (Stratagene Cloning Systems) to form pBGC214.

pBGC215 was formed by cloning the 0.15 kb AccI-NsiI fragment of pBGC214 into pBGC235. The 0.9 kb NcoI-KpnI fragment from pBGC215 was cloned into pBGC152 to form pBGC216.

A 0.07 kb synthetic fragment was formed by annealing PYCS.2p (SEQ ID NO: 11) with PYCS.2m (SEQ ID NO: 12) and the resulting double stranded fragment, encoding the *P. yoelii* CTL malarial epitope, was cloned into the AvrII site of pBGC215 made blunt ended by treatment with mung bean nuclease and creating a unique AatII site, to form pBGC262. A 0.03 kb synthetic AatII fragment was formed by annealing TLS.1EXP (SEQ ID NO: 13) with TLS.1EXM (SEQ ID NO: 14) and the resulting double stranded fragment, encoding the leaky-stop sequence and a stuffer sequence used to facilitate cloning, was cloned into AatII digested pBGC262 to form pBGC263. pBGC262 was digested with AatII and ligated to itself removing the 0.02 kb stuffer fragment to form pBGC264. The 1.0 kb NcoI-KpnI fragment of pBGC264 was cloned into pSNC004 to form pBGC289.

The virus TMV289 produced by transcription of plasmid pBGC289 in vitro, contains a leaky stop signal resulting in the removal of four amino acids from the C terminus of the wild type TMV coat protein gene and is therefore predicted to synthesize a truncated coat protein and a coat protein with a CTL epitope fused at the C terminus at a ratio of 20:1. The recombinant TMVCP/CTL epitope fusion present in TMV289 is listed in SEQ ID NO: 25 with the stop codon decoded as the amino acid Y (amino acid residue 156). The wild type sequence minus four amino acids from the C terminus is listed in SEQ ID NO: 26. The amino acid sequence of the coat protein of virus TMV216 produced by transcription of the plasmid pBGC216 in vitro, is also truncated by four amino acids. The epitope SYVPSAEQILEFVKQISSQ (SEQ ID NO:23) is calculated to be present at approximately 0.5% of the weight of the virion using the same assumptions confirmed by quantitative ELISA analysis of the readthrough properties of TMV261 in example 3.

Propagation and purification of the epitope expression vector. Infectious transcripts were synthesized from KpnI-linearized pBGC289 using T7 RNA polymerase and cap (7mGpppG) according to the manufacturer (New England Biolabs).

An increased quantity of recombinant virus was obtained by passaging Sample ID No. TMV289.11B1a as described in

example 1. Fifteen tobacco plants were grown for 33 days post inoculation accumulating 595 g fresh weight of harvested leaf biomass not including the two lower inoculated leaves. Purified Sample ID. No. TMV289.11B2 was recovered (383 mg) at a yield of 0.6 mg virion per gram of fresh weight. Therefore, 3 μg of 19-mer peptide was obtained per gram of fresh weight extracted. Tobacco plants infected with TMV289 accumulated greater than 1.4 micromoles of peptide per kilogram of leaf tissue.

Product analysis. Partial confirmation of the sequence of the epitope coding region of TMV289 was obtained by restriction digestion analysis of PCR amplified cDNA using viral RNA isolated from Sample ID. No. TMV289.11B2. The presence of proteins in TMV289 with the predicted mobility of the cp fusion at 20 kD and the truncated cp at 17.1 kD was confirmed by denaturing polyacrylamide gel electrophoresis.

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Incorporation by Reference

All patents, patents applications, and publications cited are incorporated herein by reference.

Equivalents

The foregoing written specification is considered to be sufficient to enable one skilled in the art to practice the invention. Indeed, various modifications of the above-described makes for carrying out the invention which are obvious to those skilled in the field of molecular biology or related fields are intended to be within the scope of the following claims.

SEQUENCE LISTING

(1) GENERAL INFORMATION:

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Grill, Laurence K.

(ii) TITLE OF INVENTION: Production of Peptides in Plants as Viral Coat Protein Fusions

(iii) NUMBER OF SEQUENCES: 27

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(v) COMPUTER READABLE FORM:
(A) MEDIUM TYPE: Floppy disk
(B) COMPUTER: IBM PC compatible
(C) OPERATING SYSTEM: PC-DOS/MS-DOS
(D) SOFTWARE: PatentIn Release #1.0, Version #1.25

(vi) CURRENT APPLICATION DATA:
(A) APPLICATION NUMBER: US To be assigned
(B) FILING DATE: 14-OCT-1994
(C) CLASSIFICATION:

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(2) INFORMATION FOR SEQ ID NO:1:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 49 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:1:

GGAATTCAAG CTTAATACGA CTCACTATAG TATTTTACA ACAATTACC 49

(2) INFORMATION FOR SEQ ID NO:2:

(i) SEQUENCE CHARACTERISTICS:

(A) LENGTH: 18 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:2:

CCTTCATGTA AACCTCTC 18

(2) INFORMATION FOR SEQ ID NO:3:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 25 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:3:

TAATCGATGA TGATTCGGAG GCTAC 25

(2) INFORMATION FOR SEQ ID NO:4:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 36 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:4:

AAAGTCTCTG TCTCCTGCAG GGAACCTAAC AGTTAC 36

(2) INFORMATION FOR SEQ ID NO:5:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 36 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:5:

ATTATGCATC TTGACTACCT AGGTTGCAGG ACCAGA 36

(2) INFORMATION FOR SEQ ID NO:6:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 24 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:6:

GGCGATCGGG CTGGTGACCG TGCA 24

(2) INFORMATION FOR SEQ ID NO:7:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 24 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:7:

CGGTCACCAG CCCGATCGCC TGCA 24

(2) INFORMATION FOR SEQ ID NO:8:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 45 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:8:

CTAGCAATTA CAAGGTCCAG GTGCACCTCA AGGTCCTGGA GCTCC 45

(2) INFORMATION FOR SEQ ID NO:9:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 45 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:9:

CTAGGGAGCT CCAGGACCTT GAGGTGCACC TGGACCTTGT AATTG 45

(2) INFORMATION FOR SEQ ID NO:10:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 35 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:10:

ATTATGCATC TTGACTACCT AGGTCCAAAC CAAAC 35

(2) INFORMATION FOR SEQ ID NO:11:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 66 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:11:

GTCATATGTT CCATCTGCAG AGCAGATCTT GGAATTCGTT AAGCAAATCT CGAGTCAGTA 60

ACTATA 66

(2) INFORMATION FOR SEQ ID NO:12:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 66 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:12:

TATAGTTACT GACTCGAGAT TTGCTTAACG AATTCCAAGA TCTGCTCTGC AGATGGAACA 60

TATGAC 66

(2) INFORMATION FOR SEQ ID NO:13:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 33 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:13:

CGACCTAGGT GATGACGTCA TAGCAATTAA CGT 33

(2) INFORMATION FOR SEQ ID NO:14:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 33 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:14:

TAATTGCTAT GACGTCATCA CCTAGGTCGA CGT 33

(2) INFORMATION FOR SEQ ID NO:15:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 4 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:15:

Ala Gly Asp Arg
1

(2) INFORMATION FOR SEQ ID NO:16:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 510 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC291 Fusion

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 1..510

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:16:

```
ATG TCT TAC AGT ATC ACT ACT CCA TCT CAG TTC GTG TTC TTG TCA TCA      48
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
  1               5                  10                  15

GCG TGG GCC GAC CCA ATA GAG TTA ATT AAT TTA TGT ACT AAT GCC TTA      96
Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30
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GGA AAT CAG TTT CAA ACA CAA CAA GCT CGA ACT GTC GTT CAA AGA CAA        144
Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
         35                  40                  45

TTC AGT GAG GTG TGG AAA CCT TCA CCA CAA GTA ACT GTT AGG TTC CCT        192
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
     50                  55                  60

GCA GGC GAT CGG GCT GGT GAC CGT GCA GGA GAC AGA GAC TTT AAG GTG        240
Ala Gly Asp Arg Ala Gly Asp Arg Ala Gly Asp Arg Asp Phe Lys Val
 65                  70                  75                  80

TAC AGG TAC AAT GCG GTA TTA GAC CCG CTA GTC ACA GCA CTG TTA GGT        288
Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu Val Thr Ala Leu Leu Gly
                 85                  90                  95

GCA TTC GAC ACT AGA AAT AGA ATA ATA GAA GTT GAA AAT CAG GCG AAC        336
Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu Val Glu Asn Gln Ala Asn
            100                 105                 110

CCC ACG ACT GCC GAA ACG TTA GAT GCT ACT CGT AGA GTA GAC GAC GCA        384
Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr Arg Arg Val Asp Asp Ala
        115                 120                 125

ACG GTG GCC ATA AGG AGC GCG ATA AAT AAT TTA ATA GTA GAA TTG ATC        432
Thr Val Ala Ile Arg Ser Ala Ile Asn Asn Leu Ile Val Glu Leu Ile
    130                 135                 140

AGA GGA ACC GGA TCT TAT AAT CGG AGC TCT TTC GAG AGC TCT TCT GGT        480
Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser Phe Glu Ser Ser Ser Gly
145                 150                 155                 160

TTG GTT TGG ACC TCT GGT CCT GCA ACT TGA                                510
Leu Val Trp Thr Ser Gly Pro Ala Thr
                165                 170
```

(2) INFORMATION FOR SEQ ID NO:17:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 169 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC291 Fusion

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:17:

```
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15

Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45

Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60
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Ala Gly Asp Arg Ala Gly Asp Arg Ala Gly Asp Arg Asp Phe Lys Val
 65                  70                  75                  80

Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu Val Thr Ala Leu Leu Gly
                 85                  90                  95

Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu Val Glu Asn Gln Ala Asn
            100                 105                 110

Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr Arg Arg Val Asp Asp Ala
        115                 120                 125

Thr Val Ala Ile Arg Ser Ala Ile Asn Asn Leu Ile Val Glu Leu Ile
    130                 135                 140

Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser Phe Glu Ser Ser Ser Gly
145                 150                 155                 160

Leu Val Trp Thr Ser Gly Pro Ala Thr
                165
```

(2) INFORMATION FOR SEQ ID NO:18:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 6 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: peptide

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:18:

```
Gln Gly Pro Gly Ala Pro
1               5
```

(2) INFORMATION FOR SEQ ID NO:19:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 525 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC261 Leaky Stop

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 1..525

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:19:

```
ATG TCT TAC AGT ATC ACT ACT CCA TCT CAG TTC GTG TTC TTG TCA TCA        48
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15
```

```
GCG TGG GCC GAC CCA ATA GAG TTA ATT AAT TTA TGT ACT AAT GCC TTA        96
Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

GGA AAT CAG TTT CAA ACA CAA CAA GCT CGA ACT GTC GTT CAA AGA CAA       144
Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45

TTC AGT GAG GTG TGG AAA CCT TCA CCA CAA GTA ACT GTT AGG TTC CCT       192
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60

GAC AGT GAC TTT AAG GTG TAC AGG TAC AAT GCG GTA TTA GAC CCG CTA       240
Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
65                  70                  75                  80

GTC ACA GCA CTG TTA GGT GCA TTC GAC ACT AGA AAT AGA ATA ATA GAA       288
Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                85                  90                  95

GTT GAA AAT CAG GCG AAC CCC ACG ACT GCC GAA ACG TTA GAT GCT ACT       336
Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

CGT AGA GTA GAC GAC GCA ACG GTG GCC ATA AGG AGC GCG ATA AAT AAT       384
Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

TTA ATA GTA GAA TTG ATC AGA GGA ACC GGA TCT TAT AAT CGG AGC TCT       432
Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

TTC GAG AGC TCT TCT GGT TTG GTT TGG ACC TCT GGT CCT GCA ACC TAG       480
Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser Gly Pro Ala Thr Tyr
145                 150                 155                 160

CAA TTA CAA GGT CCA GGT GCA CCT CAA GGT CCT GGA GCT CCC TA            525
Gln Leu Gln Gly Pro Gly Ala Pro Gln Gly Pro Gly Ala Pro
                165                 170                 175
```

(2) INFORMATION FOR SEQ ID NO:20:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 174 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC261 Leaky Stop

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:20:

```
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15

Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45
```

```
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
     50                  55                  60

Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
 65                  70                  75                  80

Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                 85                  90                  95

Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser Gly Pro Ala Thr Tyr
145                 150                 155                 160

Gln Leu Gln Gly Pro Gly Ala Pro Gln Gly Pro Gly Ala Pro
                165                 170
```

(2) INFORMATION FOR SEQ ID NO:21:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 480 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC261 Non-fusion

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 1..480

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:21:

```
ATG TCT TAC AGT ATC ACT ACT CCA TCT CAG TTC GTG TTC TTG TCA TCA        48
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
  1               5                  10                  15

GCG TGG GCC GAC CCA ATA GAG TTA ATT AAT TTA TGT ACT AAT GCC TTA        96
Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
             20                  25                  30

GGA AAT CAG TTT CAA ACA CAA CAA GCT CGA ACT GTC GTT CAA AGA CAA       144
Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
         35                  40                  45

TTC AGT GAG GTG TGG AAA CCT TCA CCA CAA GTA ACT GTT AGG TTC CCT       192
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
     50                  55                  60

GAC AGT GAC TTT AAG GTG TAC AGG TAC AAT GCG GTA TTA GAC CCG CTA       240
Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
```

```
 65                  70                  75                  80

GTC ACA GCA CTG TTA GGT GCA TTC GAC ACT AGA AAT AGA ATA ATA GAA      288
Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                 85                  90                  95

GTT GAA AAT CAG GCG AAC CCC ACG ACT GCC GAA ACG TTA GAT GCT ACT      336
Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

CGT AGA GTA GAC GAC GCA ACG GTG GCC ATA AGG AGC GCG ATA AAT AAT      384
Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

TTA ATA GTA GAA TTG ATC AGA GGA ACC GGA TCT TAT AAT CGG AGC TCT      432
Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

TTC GAG AGC TCT TCT GGT TTG GTT TGG ACC TCT GGT CCT GCA ACC TA       480
Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser Gly Pro Ala Thr
145                 150                 155                 160
```

(2) INFORMATION FOR SEQ ID NO:22:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 159 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC261 Non-fusion

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:22:

```
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15

Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45

Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60

Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
65                  70                  75                  80

Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                85                  90                  95

Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140
```

```
Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser Gly Pro Ala Thr
145                 150                 155
```

(2) INFORMATION FOR SEQ ID NO:23:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 19 amino acids
(B) TYPE: amino acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:23:

```
Ser Tyr Val Pro Ser Ala Glu Gln Ile Leu Glu Phe Val Lys Gln Ile
1               5                   10                  15

Ser Ser Gln
```

(2) INFORMATION FOR SEQ ID NO:24:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 537 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC289 Leaky Stop

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 1..537

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:24:

```
ATG TCT TAC AGT ATC ACT ACT CCA TCT CAG TTC GTG TTC TTG TCA TCA        48
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
  1               5                  10                  15

GCG TGG GCC GAC CCA ATA GAG TTA ATT AAT TTA TGT ACT AAT GCC TTA        96
Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

GGA AAT CAG TTT CAA ACA CAA CAA GCT CGA ACT GTC GTT CAA AGA CAA       144
Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45

TTC AGT GAG GTG TGG AAA CCT TCA CCA CAA GTA ACT GTT AGG TTC CCT       192
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60

GAC AGT GAC TTT AAG GTG TAC AGG TAC AAT GCG GTA TTA GAC CCG CTA       240
Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
65                  70                  75                  80
```

```
GTC ACA GCA CTG TTA GGT GCA TTC GAC ACT AGA AAT AGA ATA ATA GAA       288
Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                 85                  90                  95

GTT GAA AAT CAG GCG AAC CCC ACG ACT GCC GAA ACG TTA GAT GCT ACT       336
Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

CGT AGA GTA GAC GAC GCA ACG GTG GCC ATA AGG AGC GCG ATA AAT AAT       384
Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

TTA ATA GTA GAA TTG ATC AGA GGA ACC GGA TCT TAT AAT CGG AGC TCT       432
Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

TTC GAG AGC TCT TCT GGT TTG GTT TGG ACG TCA TAG CAA TTA ACG TCA       480
Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser Tyr Gln Leu Thr Ser
145                 150                 155                 160

TAT GTT CCA TCT GCA GAG CAG ATC TTG GAA TTC GTT AAG CAA ATC TCG       528
Tyr Val Pro Ser Ala Glu Gln Ile Leu Glu Phe Val Lys Gln Ile Ser
                165                 170                 175

AGT CAG TAG                                                          537
Ser Gln
```

(2) INFORMATION FOR SEQ ID NO:25:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 178 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC289 Leaky Stop

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:25:

```
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
  1               5                  10                  15

Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
             20                  25                  30

Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
         35                  40                  45

Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
     50                  55                  60

Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
 65                  70                  75                  80

Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                 85                  90                  95

Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110
```

```
Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser  Tyr  Gln Leu Thr Ser
145                 150                 155                 160

Tyr Val Pro Ser Ala Glu Gln Ile Leu Glu Phe Val Lys Gln Ile Ser
                165                 170                 175

Ser Gln
```

(2) INFORMATION FOR SEQ ID NO:26:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 468 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: unknown
(D) TOPOLOGY: unknown

(ii) MOLECULE TYPE: DNA (genomic)

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC289 Non-fusion

(ix) FEATURE:
(A) NAME/KEY: CDS
(B) LOCATION: 1..468

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:26:

```
ATG TCT TAC AGT ATC ACT ACT CCA TCT CAG TTC GTG TTC TTG TCA TCA      48
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15

GCG TGG GCC GAC CCA ATA GAG TTA ATT AAT TTA TGT ACT AAT GCC TTA      96
Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

GGA AAT CAG TTT CAA ACA CAA CAA GCT CGA ACT GTC GTT CAA AGA CAA     144
Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45                  —

TTC AGT GAG GTG TGG AAA CCT TCA CCA CAA GTA ACT GTT AGG TTC CCT     192
Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60

GAC AGT GAC TTT AAG GTG TAC AGG TAC AAT GCG GTA TTA GAC CCG CTA     240
Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
65                  70                  75                  80

GTC ACA GCA CTG TTA GGT GCA TTC GAC ACT AGA AAT AGA ATA ATA GAA     288
Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                85                  90                  95

GTT GAA AAT CAG GCG AAC CCC ACG ACT GCC GAA ACG TTA GAT GCT ACT     336
Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110
```

```
CGT AGA GTA GAC GAC GCA ACG GTG GCC ATA AGG AGC GCG ATA AAT AAT       384
Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

TTA ATA GTA GAA TTG ATC AGA GGA ACC GGA TCT TAT AAT CGG AGC TCT       432
Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

TTC GAG AGC TCT TCT GGT TGG GTT TGG ACG TCA TAG                       468
Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser
145                 150                 155
```

(2) INFORMATION FOR SEQ ID NO:27:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 155 amino acids
(B) TYPE: amino acid
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: protein

(vi) ORIGINAL SOURCE:
(A) ORGANISM: pBGC289 Non-fusion

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:27:

```
Met Ser Tyr Ser Ile Thr Thr Pro Ser Gln Phe Val Phe Leu Ser Ser
 1               5                  10                  15

Ala Trp Ala Asp Pro Ile Glu Leu Ile Asn Leu Cys Thr Asn Ala Leu
            20                  25                  30

Gly Asn Gln Phe Gln Thr Gln Gln Ala Arg Thr Val Val Gln Arg Gln
        35                  40                  45

Phe Ser Glu Val Trp Lys Pro Ser Pro Gln Val Thr Val Arg Phe Pro
    50                  55                  60

Asp Ser Asp Phe Lys Val Tyr Arg Tyr Asn Ala Val Leu Asp Pro Leu
65                  70                  75                  80

Val Thr Ala Leu Leu Gly Ala Phe Asp Thr Arg Asn Arg Ile Ile Glu
                85                  90                  95

Val Glu Asn Gln Ala Asn Pro Thr Thr Ala Glu Thr Leu Asp Ala Thr
            100                 105                 110

Arg Arg Val Asp Asp Ala Thr Val Ala Ile Arg Ser Ala Ile Asn Asn
        115                 120                 125

Leu Ile Val Glu Leu Ile Arg Gly Thr Gly Ser Tyr Asn Arg Ser Ser
    130                 135                 140

Phe Glu Ser Ser Ser Gly Leu Val Trp Thr Ser
145                 150                 155
```

CLAIMS

What is claimed is:

1. A polynulceotide encoding fusion protein, the fusion protein consisting essentially of a tobamovirus coat protein fused to a protein of interest at a fusion joint.

2. A polynucleotide according to Claim 1, wherein the fusion is an amino terminus fusion.

3. A polynucleotide according to Claim 1, wherein the fusion is a carboxy terminus fusion.

4. A polynucleotide according to Claim 1, wherein the fusion is an internal fusion.

5. A polynucleotide according to Claim 1, wherein the fusion joint comprises a leaky stop codon.

6. A polynucleotide according to Claim 1, wherein the fusion joint comprises a leaky start codon.

7. A polynucleotide according to Claim 1, wherein the protein of interest is an antigen.

8. A polynucleotide according to claim 1, wherein the coat protein is a tobacco mosaic virus coat protein.

9. A recombinant plant viral genome comprising a polynucleotide according to Claim 1.

10. A recombinant plant virus particle, comprising a genome according to claim 9.

11. A polypeptide encoded by a polynucleotide according to Claim 1.

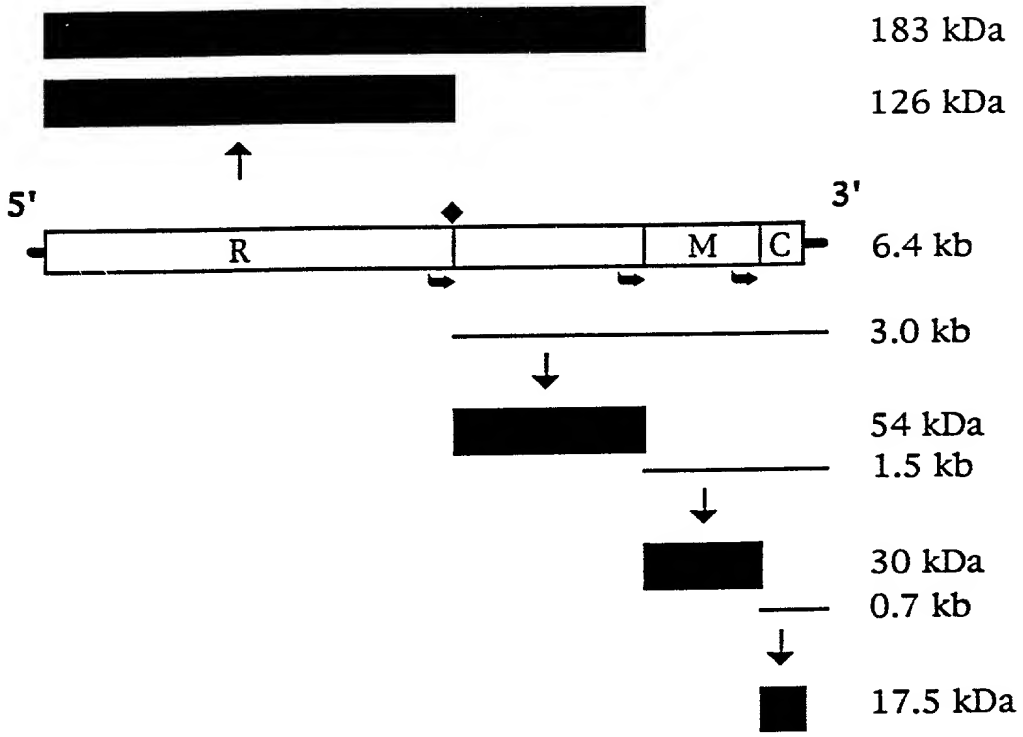
12. A recombinant plant virus, wherein the coat protein is encoded by a polynucleotide according to claim 1.

13. A plant cell comprising a polynucleotide according to Claim 9.

PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS

ABSTRACT

The present invention relates to foreign peptide sequences fused to recombinant plant viral structural proteins and a method of their production. Fusion proteins are economically synthesized in plants at high levels by biologically contained tobamoviruses. The fusion proteins of the invention have many uses. Such uses include use as antigens for inducing the production of antibodies having desired binding properties, e.g., protective antibodies, or for use as vaccine antigens for the induction of protective immunity, including immunity against parasitic infections.



- Genomic RNA
- Amber Stop Codon (Readthrough Site)
- Subgenomic Promoter
- Subgenomic mRNA
- Translation
- Viral Protein
- Terminal Noncoding Sequences
- R Replicase Proteins
- M Movement Protein
- C Capsid Protein
- 1 cm ≈ 0.6 kb

FIGURE 1

Plasmid Map of the TMV Transcription Vector pSNC004

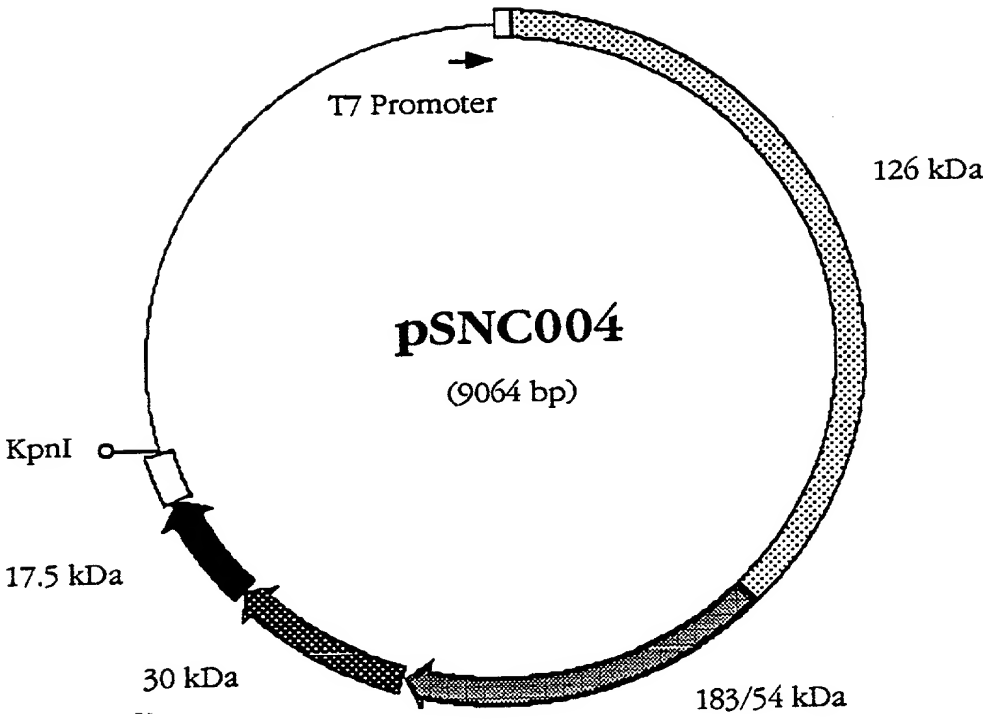


FIGURE 2

Diagram of Plasmid Constructions

A) Construction of pBGC291

B) Construction of pBGC261

C) Construction of pBGC289

FIGURE 3

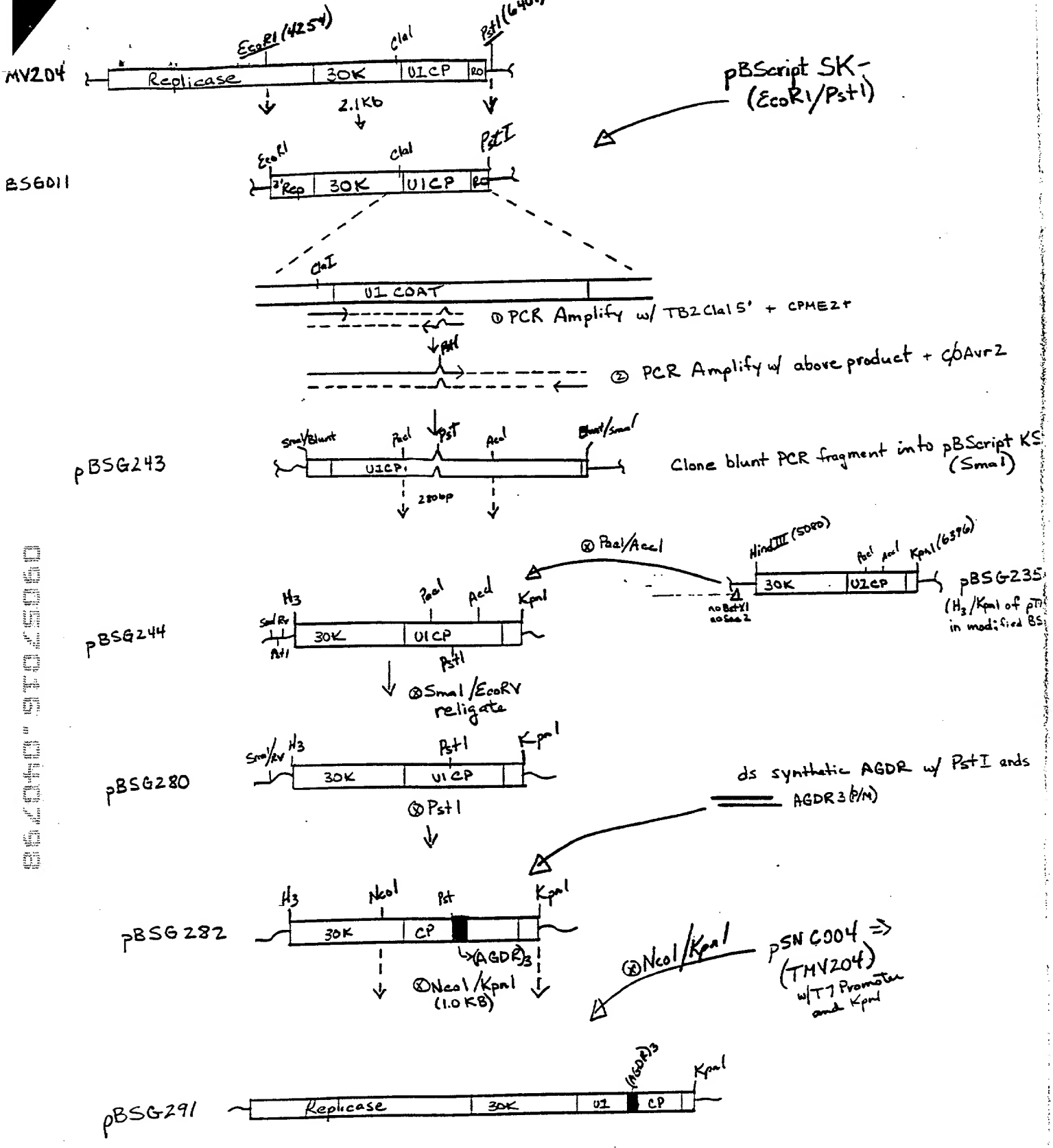

MV204
EcoR1 (4254)
ClaI
PstI (6400)
Replicase
30K
U1CP
2.1Kb
pBScript SK-
(EcoR1/PstI)
BSG011
EcoR1
ClaI
PstI
5'Rep
30K
U1CP
ClaI
U1 COAT
① PCR Amplify w/ TB2 ClaI 5' + CPMEZ+
PstI
② PCR Amplify w/ above product + CPAvr2
pBSG243
SmaI/Blunt
PaeI
PstI
AccI
Blunt/SmaI
U1CP
280bp
Clone blunt PCR fragment into pBScript KS
(SmaI)
⊗ PaeI/AccI
HindIII (5080)
PaeI
AccI
KpnI (6396)
pBSG235
(H3/KpnI of pT
in modified BS
no BstYI
no SnaB2
pBSG244
H3
PaeI
AccI
KpnI
SmaI/RV
NdeI
30K
U1CP
PstI
⊗ SmaI/EcoRV
religate
pBSG280
SmaI/RV
H3
PstI
KpnI
30K
U1CP
⊗ PstI
ds synthetic AGDR w/ PstI ends
AGDR3 (P/M)
pBSG282
H3
NcoI
Pst
KpnI
30K
CP
(AGDR)3
⊗ NcoI/KpnI
(1.0 KB)
⊗ NcoI/KpnI
pSNC004 ⇒
(TMV204)
w/T7 Promoter
and KpnI
pBSG291
(AGDR)3
KpnI
Replicase
30K
U1
CP

FIGURE 3A

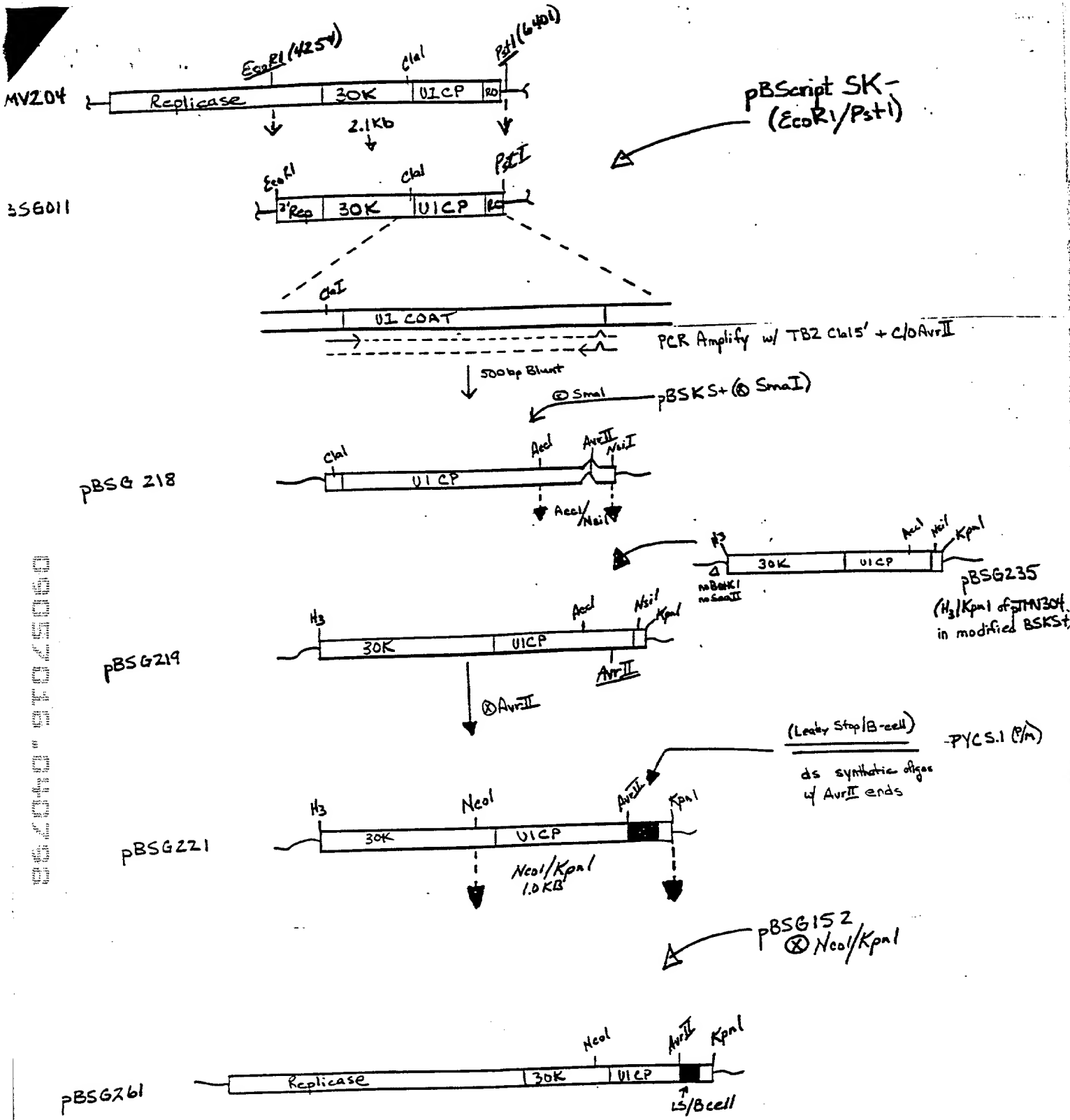

MV204
EcoR1 (4254)
ClaI
Pst1 (6401)
Replicase
30K
UICP
RD
2.1Kb
pBScript SK-
(EcoR1/Pst1)
3SG011
EcoR1
ClaI
PstI
5'Rep
30K
UICP
RD
ClaI
UI COAT
PCR Amplify w/ TB2 Cla5' + C/OAvrII
500bp Blunt
@ SmaI
pBSKS+ (@ SmaI)
pBSG 218
ClaI
AccI
AvrII
NsiI
UICP
AccI/NsiI
H3
AccI
NsiI
KpnI
30K
UICP
Δ mBstKI mSmaII
pBSG235
(H3/KpnI of pTN304 in modified BSKS+)
pBSG219
H3
AccI
NsiI
KpnI
30K
UICP
AvrII
@AvrII
(Leaky Stop/B-cell)
pYCS.1 (P/M)
ds synthetic oligos w/ AvrII ends
pBSG221
H3
NcoI
AvrII
KpnI
30K
UICP
NcoI/KpnI
1.0KB
pBSG152
@ NcoI/KpnI
pBSG261
NcoI
AvrII
KpnI
Replicase
30K
UICP
LS/Bcell

FIGURE 3B

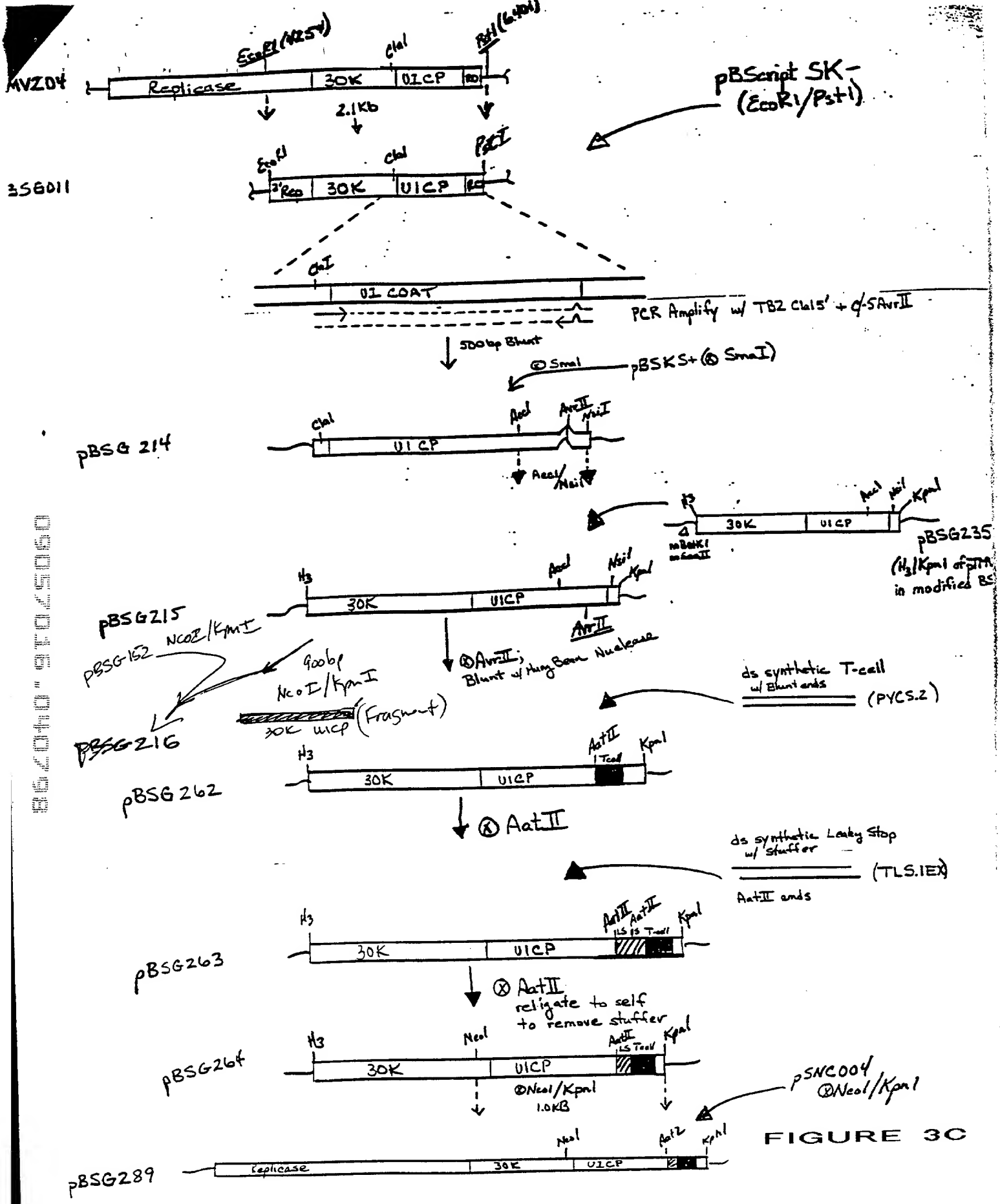

MVZ04
Replicase
30K
UICP
EcoRI (4254)
ClaI
PstI (6401)
2.1Kb
pBScript SK-
(EcoR1/Pst1)
3SG011
3'Rep
UI COAT
PCR Amplify w/ TB2 ClaI 5' + 4-SAvrII
500bp Blunt
pBSKS+ (⊗ SmaI)
pBSG 214
AccI
AvrII
NsiI
pBSG235
(H3/KpnI of pTM in modified BS
pBSG215
NCOI/KpnI
pBSG162
Goobp
NcoI/KpnI
(Fragment)
pBSG216
⊗AvrII; Blunt w/ Mung Bean Nuclease
ds synthetic T-cell
w/ Blunt ends
(PYCS.2)
pBSG 262
AatII
TcaI
⊗ AatII
ds synthetic Leaky Stop
w/ stuffer
(TLS.1EX)
AatII ends
pBSG263
pBSG264
⊗ AatII
religate to self
to remove stuffer
NcoI
⊗NcoI/KpnI
1.0KB
pSNC004
⊗NcoI/KpnI
pBSG289

FIGURE 3C

Monoclonal Antibody (NVS3) Binding to TMV291

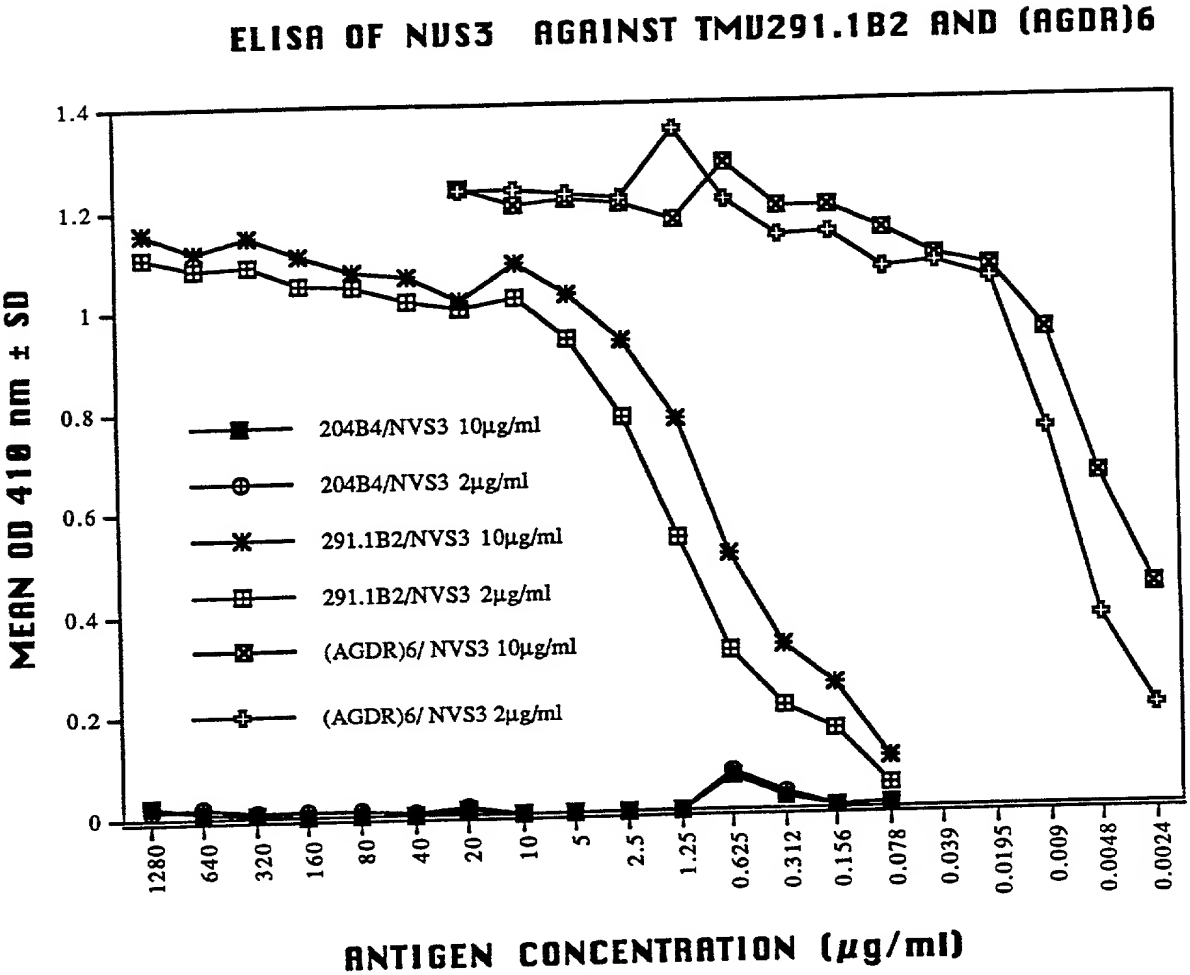


FIGURE 4

Monoclonal Antibody (NYS1) Binding to TMV261

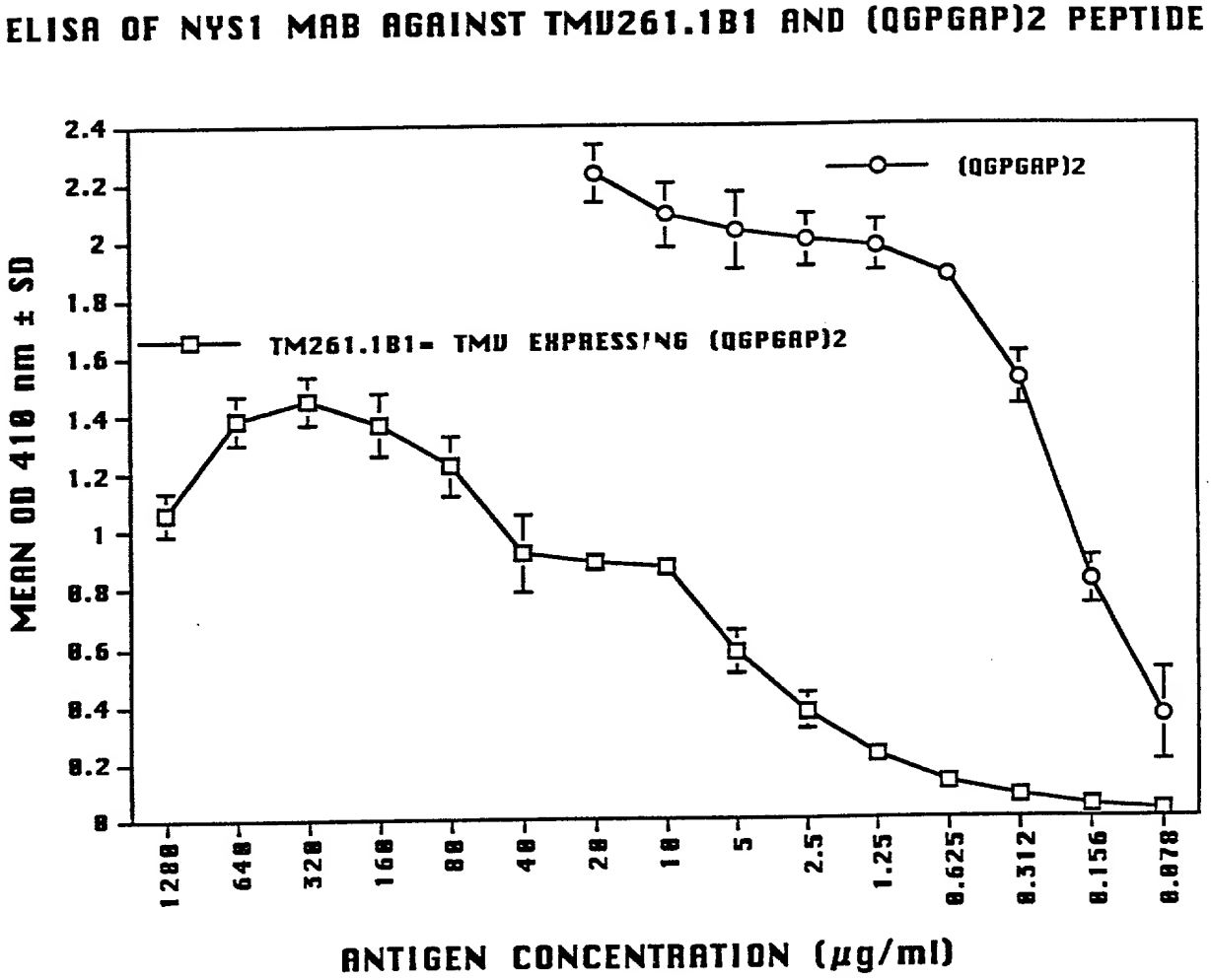


FIGURE 5

Express Mail No. EM555262225US
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Turpen *et al.*

Group Art Unit: not yet assigned

Serial No.: not yet assigned

Examiner: not yet assigned

Filed: April 7, 1998

Attorney Docket No.:
00801.087.US01

For: **PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS**

PRELIMINARY AMENDMENT
UNDER 37 C.F.R. § 1.607 COPYING CLAIMS
FROM PATENT FOR PURPOSES OF INTERFERENCE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants present the following claims and request that an interference be declared between these claims and the claims of U.S. Patent No. 5,618,699.

AMENDMENT

IN THE SPECIFICATION:

Please amend the specification as follows:

On page 1, line 14, after "The present application is", please insert --a continuation of application 08/324,003, filed October 14, 1994, which is--.

On page 1, line 17, after "December 30, 1992." please insert:

--The present application is a continuation-in-part of Application No. 08/184,237, filed January 19, 1994, which is a continuation-in-part of Application No. 07/997,733, filed December 30, 1992, now abandoned, which is a continuation of Application No. 07/923,692, filed July 31, 1992, now Patent No. 5,316,931, which is a continuation-in-part of Applications No. 07/600,244, filed October 22, 1990, now abandoned, No. 07/641,617, filed January 16, 1991, now abandoned, Application No. 07/737,899, filed July 26, 1991, now abandoned, and Application No. 07/739,143, filed August 1, 1991, now abandoned. Application No. 07/600,244 is a continuation of Application No. 07/310,881, filed February

17, 1989, now abandoned, which is a continuation-in-part of Applications No. 07/160,766 and No. 07/160,771, both filed on February 26, 1988 and now abandoned. Application No. 07/641,617 is a continuation of Application No. 07/347,637, filed May 5, 1989, now abandoned. Application No. 07/737,899 is a continuation of Application No. 07/363,138, filed June 8, 1989, now abandoned, which is a continuation-in-part of Application No. 07/219,279, filed July 15, 1988, now abandoned. Application No. 07/739,143 is a continuation-in-part of Applications No. 07/600,244, filed October 22, 1990, now abandoned, No. 07/641,617, filed January 16, 1991, now abandoned, and No. 07/737,899, filed July 26, 1991, now abandoned. Benefit is claimed under 35 U.S.C. § 120 with respect to Applications No. 07/923,692, filed July 31, 1992, No. 07/739,143 filed August 1, 1991, No. 07/310,881, filed February 17, 1989, and No. 07/160,766, filed February 26, 1988.--

On page 3, line 10, please replace "plan" with --plant--.

On page 7, line 9, please replace "o" with --of--.

On page 8, line 4, please replace "fusion s" with --fusions--.

On page 10, line 35, please replace "dissassembled" with --disassembled--.

On page 11, line 5, please replace "infections" with --infectious--.

On page 11, line 8, please replace "having" with --have--.

On page 11, line 13, please insert --have-- after "may".

IN THE CLAIMS:

Please cancel claims 1-13.

Please add the following claims:

--14. A plant virus vector comprising a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in a plant, the coat protein and a fusion protein of the coat protein and the foreign protein are systemically produced in the plant.--

--15. A process for systemically expressing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:

(a) inoculating a plant with a plant virus vector, wherein the plant virus vector comprises a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in the plant, the coat protein and the fusion protein are systemically produced in the plant; and

(b) expressing the fusion protein systemically in the plant. --

--16. A process for producing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:

(1) inoculating a plant with a plant virus vector, wherein the plant virus vector comprises a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in a plant, the coat protein and the fusion protein of the coat protein and the foreign protein are systemically produced in the plant;

(2) recovering virions from the plant; and

(3) isolating the fusion protein from the virions. --

--17. A virion particle comprising a coat protein of a Tobamovirus and a fusion protein of the coat protein and a foreign protein.--

REMARKS

On April 8, 1997, U.S. Patent No. 5,618,699 (hereinafter, the "'699 Patent") issued to Hiroshi Hamamoto, Yoshinori Sugiyama, Noriaki Nakagawa, Eiji Hashida, Suguru Tsuchimoto, Noriyuki Nakanishi, Yuji Matsunaga and Yoshimi Okada. The patent is entitled PLANT VIRUS VECTOR, PLASMID, PROCESS FOR EXPRESSION OF FOREIGN GENE AND PROCESS FOR OBTAINING FOREIGN GENE PRODUCT and claims a plant virus vector capable of systemically expressing a coat protein fusion protein in a plant. In addition, the patent claims a process for systemically expressing a fusion protein in a plant using the virus vector, a process for producing a fusion protein in a plant using the virus vector, and a virion particle comprising a coat protein of a Tobamovirus and a fusion protein. A copy of this patent is attached as Exhibit A for the Examiner's convenience.

Claims 14-17 have been added to the subject application. These claims define the same patentable invention as the claims of U.S. Patent No. 5,618,699.

Applicants' claims are supported in a number of different passages in the subject application. Only representative passages are cited below. Additional passages could have been listed, but have not been included for the sake of brevity.

PATENT CLAIM 1 AND APPLICANT'S CLAIM 14

Patent claim 1 is directed to a plant virus vector capable of expressing a foreign protein in a plant. The foreign protein is expressed as a fusion protein with the coat protein of the virus.

Applicants' claim 14 corresponds to patent claim 1 and is copied verbatim from the patent. Claim 14 is supported in Applicants' specification as follows:

Patent Claim 1	Applicants' Disclosure
1. A plant virus vector comprising	The present invention relates to the field of genetically engineered peptide

	production in plants, more specifically, the invention relates to the use of tobamovirus vectors to express fusion proteins. (Page 1, lines 8-11)
	The subject invention provides novel recombinant plant viruses that code for the expression of fusion proteins that consist of a fusion between a plant viral coat protein and a protein of interest. (Page 4, lines 34-37)
	In a preferred embodiment of the invention, the 17.5 Kda coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. (Page 5, lines 14-17)
	The TMVCP fusion vectors described in the following examples are based on the U1 or wild type TMV strain and are therefore compared to the parental virus as a control. (Page 14, lines 8-10)
a viral assembly origin	Detailed information on how to make and use recombinant RNA plant viruses can be found, among other places in U.S. patent 5,316,931 (Donson et al.), which is herein incorporated by reference. (Page 10, lines 14-17; Column 10, lines 1-11 of U.S. Patent No. 5,316,931 states: "Initiation of TMV assembly occurs by intereaction between ring-shaped aggregates ("discs") of coat protein (each disc consisting of two layers of 17 subunits) and a unique internal nucleation site in the RNA; a hairpin region about 900 nucleotides from the 3' end in the common strain of TMV. Any RNA, including subgenomic RNAs containing this site, may be packaged into virions. The discs apparently assume a helical form on interaction with the RNA, and assembly (elongation) then proceeds in both directions (but much more rapidly in the 3'- to 5'-direction from the nucleation site).

	The expression of the subject coat fusion proteins may be driven by any of a variety of promoters functional in the genome of the recombinant plant viral vector. In a preferred embodiment of the invention, the subject fusion protein are expressed from plant viral subgenomic promoters using vectors as described in U.S. Patent 5,316,931. (Page 9, lines 27-32)
	As tobamovirus coat proteins may self-assemble into virus particles, the virus particles of the invention may be assembled either in vivo or in vitro. (Page 10, lines 32-34)
and a foreign protein gene	The protein of interest portion of the fusion protein for expression may consist of a peptide of virtually any amino acid sequence... (Page 5, lines 17-19)
	The protein of interest portion of the subject fusion proteins may vary in size from one amino acid residue to over several hundred amino acid residues... (Page 6, lines 3-5)
linked downstream of a coat protein gene of a Tobamovirus	The fusion proteins of the invention comprise two portions: (i) a plant viral coat protein and (ii) a protein of interest. (Page 5, lines 5-7)
	In a preferred embodiment of the invention, the 17.5 Kda coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. (Page 5, lines 14-17)
	The fusion joint may be located at the amino terminus of the coat protein portion of the fusion protein (joined to the carboxyl terminus of the protein of interest). (Page 6, lines 35-37)
via a nucleotide sequence of a Tobamovirus	Polynucleotide sequences encoding the

which causes readthrough,	subject fusion proteins may comprise a "leaky" stop codon at a fusion joint. The stop codon may be present a s the codon immediately adjacent to the fusion joint, or may be located close (e.g., within 9 bases) to the fusion joint. A leaky stop codon may be included in polynucleotides encoding the subject coat fusion protein so as to maintain a desired ratio of fusion protein to wild type coat protein. A "leaky" stop codon does not always result in translational termination and is periodically translated. (Page 8, lines 13-22)
such that upon expression of the vector in a plant, the coat protein and a fusion protein of the coat protein and the foreign protein are systemically produced in the plant.	Thus, by including a leaky stop codon at a fusion joint coding region in a recombinant viral vector encoding a coat fusion protein, the vector may be used to produce both a fusion protein and a second smaller protein, e.g., the viral coat protein. (Page 8, lines 33-37) In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. (Page 10, lines 28-32)

PATENT CLAIM 9 AND APPLICANTS' CLAIM 15

Patent claim 9 is directed to a process for systemically expressing a fusion protein of a coat protein and a foreign protein in a plant.

Applicants' new claim 15 corresponds to patent claim 9 and is copied verbatim from the '699 patent. Claim 15 is supported in Applicants' specification as follows:

Patent Claim 9	Applicants' Disclosure
9. A process for systemically expressing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:	The recombinant plant viruses of the invention provide for systemic expression of the fusion protein, by systemically infecting cells in a plant. (Page 4, line 37 to page 5, line 2)
(a) inoculating a plant with a plant virus vector,	The invention also provides for recombinant plant cells comprising the

	subject coat fusion proteins and/or virus particles comprising the subject coat fusion proteins. These plant cells may be produced either by infecting plant cells (either in culture or in whole plants) with infections virus particles of the invention or with polynucleotides encoding the genomes of the infectious virus particles of the invention. (Page 11, lines 1-7)
wherein the plant virus vector comprises	The present invention relates to the field of genetically engineered peptide production in plants, more specifically, the invention relates to the use of tobamovirus vectors to express fusion proteins. (Page 1, lines 8-11)
	The subject invention provides novel recombinant plant viruses that code for the expression of fusion proteins that consist of a fusion between a plant viral coat protein and a protein of interest. (Page 4, lines 34-37)
	In a preferred embodiment of the invention, the 17.5 Kda coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. (Page 5, lines 14-17)
	The TMVCP fusion vectors described in the following examples are based on the U1 or wild type TMV strain and are therefore compared to the parental virus as a control. (Page 14, lines 8-10)
a viral assembly origin	Detailed information on how to make and use recombinant RNA plant viruses can be found, among other places in U.S. patent 5,316,931 (Donson et al.), which is herein incorporated by reference. (Page 10, lines 14-17; Column 10, lines 1-11 of U.S. Patent No. 5,316,931 states: "Initiation of TMV assembly occurs by intereaction between ring-shaped aggregates ("discs") of coat protein (each

disc consisting of two layers of 17 subunits) and a unique internal nucleation site in the RNA; a hairpin region about 900 nucleotides from the 3' end in the common strain of TMV. Any RNA, including subgenomic RNAs containing this site, may be packaged into virions. The discs apparently assume a helical form on interaction with the RNA, and assembly (elongation) then proceeds in both directions (but much more rapidly in the 3'- to 5'-direction from the nucleation site).

The expression of the subject coat fusion proteins may be driven by an y of a variety of promoters functional in the genome of the recombinant plant viral vector. In a preferred embodiment of the invention, the subject fusion protein are expressed from plant viral subgenomic promoters using vectors as described in U.S. Patent 5,316,931.
(Page 9, lines 27-32)

As tobamovirus coat proteins may self-assemble into virus particles, the virus particles of the invention may be assembled either in vivo or in vitro.
(Page 10, lines 32-34)

and a foreign protein gene

The protein of interest portion of the fusion protein for expression may consist of a peptide of virtually any amino acid sequence...
(Page 5, lines 17-19)

The protein of interest portion of the subject fusion proteins may vary in size from one amino acid residue to over several hundred amino acid residues...
(Page 6, lines 3-5)

linked downstream of a coat protein gene of a Tobamovirus

The fusion proteins of the invention comprise two portions: (i) a plant viral coat protein and (ii) a protein of interest.
(Page 5, lines 5-7)

In a preferred embodiment of the invention, the 17.5 Kda coat protein of

	tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. (Page 5, lines 14-17)
	The fusion joint may be located at the amino terminus of the coat protein portion of the fusion protein (joined to the carboxyl terminus of the protein of interest). (Page 6, lines 35-37)
via a nucleotide sequence of a Tobamovirus which causes readthrough,	Polynucleotide sequences encoding the subject fusion proteins may comprise a "leaky" stop codon at a fusion joint. The stop codon may be present a s the codon immediately adjacent to the fusion joint, or may be located close (e.g., within 9 bases) to the fusion joint. A leaky stop codon may be included in polynucleotides encoding the subject coat fusion protein so as to maintain a desired ratio of fusion protein to wild type coat protein. A "leaky" stop codon does not always result in translational termination and is periodically translated. (Page 8, lines 13-22)
such that upon expression of the vector in a plant, the coat protein and the fusion protein are systemically produced in the plant; and	Thus, by including a leaky stop codon at a fusion joint coding region in a recombinant viral vector encoding a coat fusion protein, the vector may be used to produce both a fusion protein and a second smaller protein, e.g., the viral coat protein. (Page 8, lines 33-37)
	In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. (Page 10, lines 28-32)

(b) expressing the fusion protein systemically in the plant.	The recombinant plant viruses of the invention provide for systemic expression of the fusion protein, by systemically infecting cells in a plant. (Page 4, line 37 to page 5, line 2)

PATENT CLAIM 13 AND APPLICANTS' CLAIM 16

Patent claim 13 is directed to a process for producing a fusion protein of a coat protein and a foreign protein in a plant.

Applicants' new claim 16 corresponds to patent claim 13 and is copied verbatim from the patent. Claim 13 is supported in Applicants' specification as follows.

Patent Claim 13	Applicants' Disclosure
13. A process for producing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:	Thus by employing the recombinant plant viruses of the invention, large quantities of a protein of interest may be produced. (Page 5, lines 2-4)
(1) inoculating a plant with a plant virus vector,	The invention also provides for recombinant plant cells comprising the subject coat fusion proteins and/or virus particles comprising the subject coat fusion proteins. These plant cells may be produced either by infecting plant cells (either in culture or in whole plants) with infections virus particles of the invention or with polynucleotides encoding the genomes of the infectious virus particles of the invention. (Page 11, lines 1-7)
wherein the plant virus vector comprises	The present invention relates to the field of genetically engineered peptide production in plants, more specifically, the invention relates to the use of tobamovirus vectors to express fusion proteins. (Page 1, lines 8-11) The subject invention provides novel recombinant plant viruses that code for the expression of fusion proteins that

consist of a fusion between a plant viral coat protein and a protein of interest.
(Page 4, lines 34-37)

In a preferred embodiment of the invention, the 17.5 Kda coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector.
(Page 5, lines 14-17)

The TMVCP fusion vectors described in the following examples are based on the U1 or wild type TMV strain and are therefore compared to the parental virus as a control.
(Page 14, lines 8-10)

a viral assembly origin

Detailed information on how to make and use recombinant RNA plant viruses can be found, among other places in U.S. patent 5,316,931 (Donson et al.), which is herein incorporated by reference.
(Page 10, lines 14-17; Column 10, lines 1-11 of U.S. Patent No. 5,316,931 states: "Initiation of TMV assembly occurs by intereaction between ring-shaped aggregates ("discs") of coat protein (each disc consisting of two layers of 17 subunits) and a unique internal nucleation site in the RNA; a hairpin region about 900 nucleotides from the 3' end in the common strain of TMV. Any RNA, including subgenomic RNAs containing this site, may be packaged into virions. The discs apparently assume a helical form on interaction with the RNA, and assembly (elongation) then proceeds in both directions (but much more rapidly in the 3'- to 5'-direction from the nucleation site).

The expression of the subject coat fusion proteins may be driven by an y of a variety of promoters functional in the genome of the recombinant plant viral vector. In a preferred embodiment of the invention, the subject fusion protein are expressed from plant viral subgenomic

	promoters using vectors as described in U.S. Patent 5,316,931. (Page 9, lines 27-32)
	As tobamovirus coat proteins may self-assemble into virus particles, the virus particles of the invention may be assembled either in vivo or in vitro. (Page 10, lines 32-34)
and a foreign protein gene	The protein of interest portion of the fusion protein for expression may consist of a peptide of virtually any amino acid sequence... (Page 5, lines 17-19)
	The protein of interest portion of the subject fusion proteins may vary in size from one amino acid residue to over several hundred amino acid residues... (Page 6, lines 3-5)
linked downstream of a coat protein gene of a Tobamovirus	The fusion proteins of the invention comprise two portions: (i) a plant viral coat protein and (ii) a protein of interest. (Page 5, lines 5-7)
	In a preferred embodiment of the invention, the 17.5 Kda coat protein of tobacco mosaic virus is used in conjunction with a tobacco mosaic virus derived vector. (Page 5, lines 14-17)
	The fusion joint may be located at the amino terminus of the coat protein portion of the fusion protein (joined to the carboxyl terminus of the protein of interest). (Page 6, lines 35-37)
via a nucleotide sequence of a Tobamovirus which causes readthrough,	Polynucleotide sequences encoding the subject fusion proteins may comprise a "leaky" stop codon at a fusion joint. The stop codon may be present a s the codon immediately adjacent to the fusion joint, or may be located close (e.g., within 9 bases) to the fusion joint. A leaky stop codon may be included in polynucleotides encoding the subject coat fusion protein so as to maintain a

	desired ratio of fusion protein to wild type coat protein. A "leaky" stop codon does not always result in translational termination and is periodically translated. (Page 8, lines 13-22)
such that upon expression of the vector in a plant, the coat protein and the fusion protein are systemically produced in the plant;	Thus, by including a leaky stop codon at a fusion joint coding region in a recombinant viral vector encoding a coat fusion protein, the vector may be used to produce both a fusion protein and a second smaller protein, e.g., the viral coat protein. (Page 8, lines 33-37)
	In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. (Page 10, lines 28-32)
the coat protein and the fusion protein of the coat protein and the foreign protein are systemically produced in the plant;	The recombinant plant viruses of the invention provide for systemic expression of the fusion protein, by systemically infecting cells in a plant. (Page 4, line 37 to page 5, line 2)
	Thus by including a leaky stop codon at a fusion joint coding region in a recombinant viral vector encoding a coat fusion protein, the vector may be used to produce both a fusion protein and a second smaller protein, e.g., the viral coat protein. (Page 8, lines 33-37)
	In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. (Page 10, lines 28-32)
(2) recovering virions from the plant; and	In addition to providing the described viral coat fusion proteins, the invention also provides for virus particles that comprise the subject fusion proteins.

	(Page 10, lines 24-26)
(3) isolating the fusion protein from the virions.	The virus particles may also be conveniently disassembled using well known techniques so as to simplify the purification of the subject fusion proteins, or portions thereof. (Page 10, lines 34-37)
	In another embodiment of the invention, the fusion joints on the subject coat fusion proteins are designed so as to comprise an amino acid sequence that is a substrate for protease. By providing a coat fusion protein having such a fusion joint, the protein of interest may be conveniently derived from the coat protein fusion by using a suitable proteolytic enzyme. (Page 9, lines 19-25)

PATENT CLAIM 16 AND APPLICANTS' CLAIM 17

Patent claim 16 is directed to a virion particle comprising a coat protein of a Tobamovirus and a fusion protein of the coat protein and a foreign protein.

Applicants' claim 17 corresponds to patent claim 16 and is copied verbatim from the patent. Claim 17 is supported in Applicants' specification as follows:

Patent Claim 16	Applicants' Disclosure
16. A virion particle comprising a coat protein of a Tobamovirus and a fusion protein of the coat protein and a foreign protein.	In addition to providing the described viral coat fusion proteins, the invention Also provides for virus particles that comprise the subject fusion proteins. The coat of the virus particles of the invention may consist entirely of coat fusion protein. In another embodiment of the virus particles of the invention, the virus particle coat may consist of a mixture of coat fusion proteins and non-fusion coat protein, wherein the ratio of the two proteins may be varied. (Page 10, lines 24-32)

PROPOSED COUNTS

The following four counts are proposed for purposes of interference:

PROPOSED COUNT 1

1. A plant virus vector comprising a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in a plant, the coat protein and a fusion protein of the coat protein and the foreign protein are systemically produced in the plant.

Proposed Count 1 corresponds exactly to patent claim 1. Claims 2-7 and claims 14-15 are dependent upon claim 1. Thus, claim 1 encompasses all of the subject matter of claims 2-7 and 14-15.

PROPOSED COUNT 2

2. A process for systemically expressing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:

(a) inoculating a plant with a plant virus vector, wherein the plant virus vector comprises a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in the plant, the coat protein and the fusion protein are systemically produced in the plant; and

(b) expressing the fusion protein systemically in the plant.

Proposed Count 2 corresponds exactly to patent claim 9. Claims 10-12 are dependent upon claim 9. Thus, claim 9 encompasses all of the subject matter of claims 10-12.

PROPOSED COUNT 3

3. A process for producing a fusion protein of a coat protein and a foreign protein in a plant comprising the steps of:

(1) inoculating a plant with a plant virus vector, wherein the plant virus vector comprises a viral assembly origin and a foreign protein gene linked downstream of a coat protein gene of a Tobamovirus via a nucleotide sequence of a Tobamovirus which causes readthrough, such that upon expression of the vector in a plant, the coat protein and the fusion protein of the coat protein and the foreign protein are systemically produced in the plant;

(2) recovering virions from the plant; and

(3) isolating the fusion protein from the virions.

Proposed Count 3 corresponds exactly to patent claim 13.

PROPOSED COUNT 4

4. A virion particle comprising a coat protein of a Tobamovirus and a fusion protein of the coat protein and a foreign protein.

Proposed Count 4 corresponds exactly to patent claim 16.

The Remaining Independent Claims

The remaining independent claims in the '699 Patent are claims 17, 18, 22 and 24. Patent claim 17 is not patentably distinct from patent claim 9 (Proposed Count 2), as the former merely recites the subspecies coat protein of a Tobamovirus, which is encompassed by claim 9.

Patent claim 18 is not patentable over the corresponding generic patent claim 1 (Proposed Count 1), as claim 18 merely recites the subspecies tobacco mosaic viral (TMV) vector and specific DNA readthrough sequences, which are encompassed by claim 1. Claims 19-21 depend from claim 18.

Patent claim 22 is not patentable over the corresponding generic patent claim 9 (Proposed Count 2), as claim 22 merely recites the subspecies TMV vector and TMV coat protein, which are encompassed by claim 9. Claim 23 depends from claim 22.

Patent claim 24 is not patentable over the corresponding generic patent claim 13 (Proposed Count 3), as claim 24 merely recites the subspecies TMV vector and TMV coat protein, which are encompassed by claim 13. Claim 25 depends from claim 24.

CLAIMS TO BE DESIGNATED AS CORRESPONDING TO THE COUNTS

As noted in 37 C.F.R. § 1.606, all claims that "define the same patentable invention as the count shall be designated as corresponding to the count" and "any single patent claim will be presumed...not to contain separate patentable inventions."

PROPOSED COUNT 1

Claims 2-8 and 14-15 depend from claim 1 in U.S. Patent No. 5,618,699. Additionally, as explained above, claim 18 is not patentable over the corresponding generic claim 1 as it merely recites a subspecies of claim 1. Claims 19-21 depend from claim 18. Thus, applying the provisions of 37 C.F.R. § 1.606 to these claims, claims 1-8, 14-15 and 18-21 in the '699 patent are directed to the same patentable invention. Accordingly, claims 1-8, 14-15 and 18 should be designated as corresponding to Proposed Count 1.

Applicants' new claim 14 should also be designated as corresponding to Proposed Count 1, as this claim defines the same patentable invention as patent claims 1-8, 14-15 and 18-21.

PROPOSED COUNT 2

Applicants' Proposed Count 2 is identical to claim 9 in U.S. Patent No. 5,618,699. Claims 10-12 depend from claim 9. Additionally, as explained above, claim 17 and claim 22 in the patent are not patentable over the corresponding generic claim 9, as each merely recites a subspecies coat protein and/or viral vector of claim 9. Claim 23 depends from claim 22. Thus, applying the provisions of 37 C.F.R. § 1.606 to these claims, claims 9-12, 17 and 22 are directed to the same patentable invention. Accordingly, claims 9-12, 17, 22 and 23 should be designated as corresponding to Proposed Count 2.

Applicants' new claim 15 should also be designated as corresponding to Proposed Count 2, as this claim defines the same patentable invention as patent claims 9-12, 17, 22 and 23.

PROPOSED COUNT 3

Applicants' Proposed Count 3 is identical to claim 13 in U.S. Patent No. 5,618,699. No other claims depend from claim 13. However, as explained above, claim 24 is not patentable over the corresponding generic claim 13 as it merely recites a subspecies TMV vector and coat protein of claim 13. Claim 25 depends from claim 24. Thus, applying the provisions of 37 C.F.R. § 1.606 to these claims, claims 13, 24 and 25 are directed to the same patentable invention. Accordingly, claims 13, 24 and 25 should be designated as corresponding to Proposed Count 3.

Applicants' new claim 16 should also be designated as corresponding to Proposed Count 3, as this claim defines the same patentable invention as patent claims 13, 24 and 25.

PROPOSED COUNT 4

Applicants' Proposed Count 4 corresponds to claim 16 of the '699 Patent. No other claims depend from claim 16. Accordingly, claim 16 of the '699 Patent should be designated as corresponding to Proposed Count 4.

Applicants' new claim 17 should also be designated as corresponding to Proposed Count 4, as this claim defines the same patentable invention as patent claim 16.

The designation of Applicants' claims 14-17 as corresponding to Proposed Counts 1-4, respectively, is not to be construed as Applicants' acquiescence in the correctness of the designation or the correctness of the Counts or a concession that each claim is directed to a single patentable invention. Applicants reserve the right to challenge to propriety of the Proposed Counts, the designation of any claim as corresponding to a particular Proposed Count, and the patentability of any claim during the preliminary motion period in an interference, or otherwise.

ENTITLEMENT TO EARLIER FILING DATE UNDER 35 U.S.C. § 120

Applicants have amended the specification to claim the benefit of earlier-filed related applications. An identical amendment was made to the parent U.S. Patent Application Serial No. 08/324,003 , and was entered by the Examiner as indicated in the Office Action mailed December 8, 1997.

It should also be noted that in parent application 08/324,003, in the Office Action mailed February 27, 1997, the Examiner stated:

> Applicants' effective filing date of **February 1989** has obviated the prior art rejections over Takamatsu *et al.*, WO 92/18618 **and Hamamoto *et al.*** (emphasis added)

The Hamamoto reference cited by the Examiner is Hamamoto, H., Sugiyama, Y., Nakagawa, N., Hashida, E., Matsunaga, Y., Takemoto, S., Watanabe, Y., and Okada, Y. 1993b, "A new tobacco mosaic virus vector and its use for the systemic production of angiotensin-I-converting enzyme inhibitor in transgenic tobacco and tomato," Bio/Technology 11:930-932 (1993).

COMPLIANCE WITH 37 C.F.R. § 1.607(a)

This request for interference complies with the requirements of 37 C.F.R. § 1.607(a):

(1) The patent is identified as U.S. Patent No. 5,618,699 to Hamamoto et al.;

(2) At least one proposed counts have been presented;

(3) Claims in the '699 Patent corresponding to each Proposed Count:

(a) Claims 1-8, 14-15 and 18-21 in the '699 Patent should be designated as corresponding to Proposed Count 1;

(b) Claims 9-12, 17 and 22-23 in the '699 Patent should be designated as corresponding to Proposed Count 2;

(c) Claims 13, 24 and 25 in the '699 Patent should be designated as corresponding to Proposed Count 3;

(d) Claim 16 in the '699 Patent should be designated as corresponding to Proposed Count 4;

(4) Applicants' claims corresponding to each Proposed Count:

(a) Applicants' claim 14 should be designated as corresponding to Proposed Count 1;

(b) Applicants' claim 15 should be designated as corresponding to Proposed Count 2;

(c) Applicants' claim 16 should be designated as corresponding to Proposed Count 3;

(d) Applicants' claim 17 should be designated as corresponding to Proposed Count 4;

(5) Applicants' claims 14-17 have been applied to the subject application.

Applicants respectfully request that an interference be expeditiously declared with U.S. Patent 5,618,699. Applicants further request that they be accorded benefit of the filing date of October 14, 1994.

A showing under 37 C.F.R. § 1.608(b) is not required, because Applicants' effective filing date of October 14, 1994 antedates the date of November 30, 1994, which is the earliest date that could possibly be accorded to Hamamoto et al. Applicant does not concede that Hamamoto et al. are entitled to the filing date of November 30, 1994.

The Commissioner is hereby authorized to charge any fee or underpayment, or credit any overpayment, to the Howrey & Simon Deposit Account No. 08-3038 for any matter in

connection with this communication, including any fee for extension of time which may be required.

Respectfully submitted,

Dated: April 7, 1998

for: Albert P. Halluin Reg. No. 25,227

P41,612

HOWREY & SIMON
1299 Pennsylvania Avenue, N.W.
Box 34
Washington, D. C. 20004-2402
Tel: (650) 463-8109
Fax: (650) 463-8400

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. underneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS

the specification of which:

☐ is attached hereto
☒ was filed in the United States on October 14, 1994 as Application Serial No. 08/324,003 *(for declaration not accompanying application)*
with amendment(s) filed on _____ *(if applicable)*

☐ was filed as PCT international application Serial No. _____ on _____ and was amended under PCT Article 19 on _____ *(if applicable)*

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119/§172 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119/172
			YES ☐ NO ☐
			YES ☐ NO ☐
			YES ☐ NO ☐
			YES ☐ NO ☐

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

POWER OF ATTORNEY: As a named inventor, I hereby appoint S. Leslie Misrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), Gerald J. Flintoft (Reg. No. 20823), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Isaac Jarkovsky (Reg. No. 22713), Joseph V. Colaianni (Reg. No. 20019), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebel (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Jon R. Stark (Reg. No. 30111), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Albert P. Halluin (Reg. No. 25227), and Marcia H. Sundeen (Reg. No. 30893), whose address is Pennie & Edmonds, 1155 Avenue of the Americas, New York, New York 10036, and each of them, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO:	PENNIE & EDMONDS 1155 AVENUE OF THE AMERICAS NEW YORK, N.Y. 10036-2711	DIRECT TELEPHONE CALLS TO: PENNIE & EDMONDS (212) 790-9090

201	FULL NAME OF INVENTOR	LAST NAME: TURPEN	FIRST NAME: THOMAS	MIDDLE NAME: H.	
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	POST OFFICE ADDRESS	STREET: 319 Woodcrest Drive	CITY: Vacaville	STATE OR COUNTRY: California	ZIP CODE: 95688
202	FULL NAME OF INVENTOR	LAST NAME: REINL	FIRST NAME: STEPHEN	MIDDLE NAME: J.	
	RESIDENCE & CITIZENSHIP	CITY: Sacramento	STATE OR FOREIGN COUNTRY: California	COUNTRY OF CITIZENSHIP: U.S.A.	
	POST OFFICE ADDRESS	STREET: 920 - 9th Avenue	CITY: Sacramento	STATE OR COUNTRY: CALIFORNIA	ZIP CODE: 95818
203	FULL NAME OF INVENTOR	LAST NAME: GRILL	FIRST NAME: LAURENCE	MIDDLE NAME: K.	
	RESIDENCE & CITIZENSHIP	CITY: Vacaville	STATE OR FOREIGN COUNTRY: California	COUNTRY OF CITIZENSHIP: U.S.A.	
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204	FULL NAME OF INVENTOR	LAST NAME:	FIRST NAME:	MIDDLE NAME:	
	RESIDENCE & CITIZENSHIP	CITY:	STATE OR FOREIGN COUNTRY:	COUNTRY OF CITIZENSHIP:	
	POST OFFICE ADDRESS	STREET:	CITY:	STATE OR COUNTRY:	ZIP CODE:
205	FULL NAME OF INVENTOR	LAST NAME:	FIRST NAME:	MIDDLE NAME:	
	RESIDENCE & CITIZENSHIP	CITY:	STATE OR FOREIGN COUNTRY:	COUNTRY OF CITIZENSHIP:	
	POST OFFICE ADDRESS	STREET:	CITY:	STATE OR COUNTRY:	ZIP CODE:
206	FULL NAME OF INVENTOR	LAST NAME:	FIRST NAME:	MIDDLE NAME:	
	RESIDENCE & CITIZENSHIP	CITY:	STATE OR FOREIGN COUNTRY:	COUNTRY OF CITIZENSHIP:	
	POST OFFICE ADDRESS	STREET:	CITY:	STATE OR COUNTRY:	ZIP CODE:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201: Thomas H. Turpen	SIGNATURE OF INVENTOR 202: Stephen J. Reinl	SIGNATURE OF INVENTOR 203: Laurence K. Grill
DATE: 12/21/94	DATE: 12/21/94	DATE: 12/21/94
SIGNATURE OF INVENTOR 204	SIGNATURE OF INVENTOR 205	SIGNATURE OF INVENTOR 206
DATE	DATE	DATE

IN THE UI E. STATES PATENT AND TRADEI R.. OFFICE

In re: ☒ Application of: Thomas H. Turpen, Stephen J. Reinl, and Lawrence K. Grill

☒ Serial No.: 08/324,003 Group Art Unit: Not Yet Assigned

☒ Filed: October 14, 1994 Examiner: Not Yet Assigned

For: PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS

Attorney Docket No.: 8129-087-999

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
[37 CFR 1.9(f) and 1.27(c)] - Small Business Concern

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

I hereby declare that I am

☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act in behalf of the concern identified below:

Name of concern Biosource Technologies, Inc.
Address of concern 3333 Vaca Valley Parkway
Vacaville, CA 95688

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern and/or there is an obligation under contract or law by the inventor(s) to convey rights to the small business concern with regard to the invention, entitled "PRODUCTION OF PEPTIDES IN PLANTS AS VIRAL COAT PROTEIN FUSIONS" by inventor(s) Thomas H. Turpen, Stephen J. Reinl, and Laurence K. Grill described in

☐ the specification filed herewith
☒ application serial no. 08/324,003 filed October 14, 1994

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention,

or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

FULL NAME____
ADDRESS____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME____
ADDRESS____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME____
ADDRESS____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME____
ADDRESS____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28 (b)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, and patent issuing thereon, or any patent to which this verified statement is directed.

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1155 Avenue of the Americas
New York, N.Y. 10036-2711

Direct Telephone calls to:
PENNIE & EDMONDS
(212) 790-9090

Name of person signing David R. McGee
Title of person other than owner Vice President, Operations
Address of person signing Biosource Technologies, Inc.; 3333 Vaca Valley Parkway; Vacaville, CA 95688
Signature__________ Date 1/9/95

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

08/370456